



In Reply To:

# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Montana State Office  
5001 Southgate Drive, P.O. Box 36800  
Billings, Montana 59107-6800  
<http://www.mt.blm.gov/>



MTM 93287

## Notice of Competitive Lease Sale Oil and Gas

**May 25, 2004**

The Montana State Office is holding a competitive oral sale of Federal lands in the States of Montana, North Dakota and South Dakota for oil and gas leasing. We are attaching a list that includes the parcel numbers, legal land descriptions and corresponding stipulations. The list is available on the Internet at: <http://www.mt.blm.gov/oilgas>.

### When and where will the sale take place?

- When:** The competitive sale begins at 9:00 a.m. on Tuesday, May 25, 2004. The sale room opens at 8:00 a.m. for registration and assignment of bidder numbers.
- Where:** We will hold the sale at the Bureau of Land Management, Montana State Office, 5001 Southgate Drive, Billings, Montana. Parking is available.
- Access:** The sale room is accessible to persons with disabilities. If you need a sign language interpreter or materials in an alternate format, please tell us no later than one week before the sale. You may contact Elaine Kaufman at (406) 896-5108 or Joan Seibert at (406) 896-5093.

### How do I register as a bidder?

Before the sale starts, you must complete a bidder registration form to obtain a bidding number. The forms are available at the registration desk.

### What is the sale process?

Starting at 9:00 a.m. on the day of the sale:

- the auctioneer offers the parcels in the order they are shown on the attached list;
- registered bidders make oral bids on a per-acre basis for all acres in a parcel;
- the winning bid is the highest oral bid equal to or exceeding the minimum \$2.00 bid;
- the decision of the auctioneer is final; and
- names of high bidders (lessees) remain confidential until the results list is available.

If a parcel contains fractional acreage, round it up to the next whole acre. For example, a parcel of 100.48 acres requires a minimum bid of \$202 (101 acres x \$2).

If the United States owns less than 100 percent of the oil and gas rights in a parcel, we will issue the lease for the percentage of interest the United States owns. You must calculate your bid and advance rental payment on the gross acreage in the parcel. For example, if the U.S. owns 50 percent of the oil and gas in a 100.48 acre parcel, the minimum bid is \$202 (101 acres x \$2) and the advance rental due is \$151.50 (101 acres x \$1.50).

What conditions apply to the lease sale?

- **Parcel withdrawal or sale cancellation:** We reserve the right to withdraw any or all parcels before the sale begins. If we withdraw parcels or cancel a sale, we will post a notice in our Public Records and Information Center and announce the withdrawn parcels at the sale.
- **Lease terms:** Leases issue for a primary term of 10 years. They continue beyond the primary term as long as the lease is producing in paying quantities or receiving production from another source. Rental is \$1.50 per acre for the first 5 years (\$2 per acre after that) until production begins. Once a lease is producing, we charge a royalty of 12.5 percent on the production removed or sold from the lease. You will find other lease terms on our standard lease form (Form 3100-11, June 1988 or later edition).
- **Stipulations:** Some parcels are subject to surface use restrictions or conditions affecting how you conduct operations on the lands. The stipulations become part of the lease and replace any inconsistent provisions of the lease form.
- **Bid form:** On the day of the sale, successful bidders must submit a properly completed lease bid form (Form 3000-2, October 1989 or later edition) along with their payment. The bid form is a legally binding offer to accept a lease and all its terms and conditions. When the prospective lessee or an authorized representative signs the bid form, they certify the lessee meets the conditions of 43 CFR 3102.5-2 and complies with 18 U.S.C. 1860, a law that prohibits unlawful combinations, intimidation of bidders, and collusion among bidders. You cannot withdraw your bid.
- **Payment:**
  - **minimum due by 4:00 p.m. on day of sale:**
    - Bonus bid deposit of \$2.00 per acre or fraction thereof;
    - First year's rent of \$1.50 per acre or fraction thereof except for future interest parcels; and
    - \$75 nonrefundable administrative fee
  - **remaining balance due by 4:00 p.m. June 9, 2004**
    - If you don't pay in full by this date, you lose the right to the lease and all the money you paid the day of the sale. We may offer the parcel in a future sale.
- **Method of payment:** You can pay by:
  - personal check;
  - cashier's check;
  - money order; or
  - credit card (Visa, Mastercard, American Express or Discover).

Make checks payable to: **Department of the Interior-BLM.** We do not accept cash. If you previously paid us with a check backed by insufficient funds, we will require a guaranteed payment, such as a cashier's check.

- **Lease issuance:** After we receive the bid forms and all monies due, we can issue the lease. The lease effective date is the first day of the month following the month we sign it. We can make the lease effective the first day of the month in which we sign it, if you ask us in writing before we sign the lease.

### **How can I find out the results of this sale?**

We post the sale results in our Public Records and Information Center and the Internet at: <http://www.mt.blm.gov/oilgas>. You can buy a \$5/\$10 printed copy of the results list from the Public Records and Information Center.

### **How do I file a noncompetitive offer after the sale?**

Lands that do not receive a bid and are not subject to a pre-sale offer are available for a two-year period beginning the day after the sale. To file a noncompetitive offer, you must submit:

- three copies of standard lease form (Form 3100-11, June 1988 or later edition) with lands described as specified in our regulations at 43 CFR 3110.5;
- \$75 nonrefundable administrative fee; and
- first year's advance rental (\$1.50 per acre or fraction thereof)

Place offers filed on the day of the sale and the first business day after the sale in the drop box in the Public Records and Information Center. We consider these offers simultaneously filed. When a parcel receives more than one filing by 4 p.m. on the day after the sale, we will hold a drawing to determine the winner. Offers filed after this time period, receive priority according to the date and time of filing in this office.

### **How do I file a noncompetitive pre-sale offer?**

Under our regulations at 43 CFR 3110.1(a), you may file a noncompetitive pre-sale offer for lands that:

- are available; and
- have not been under lease during the previous one-year period; or
- have not been in a competitive lease sale within the previous two-year period.

Once we post a competitive sale notice, you cannot file a pre-sale offer for lands shown on the notice.

To file a pre-sale offer, you must submit:

- three copies of standard lease form (Form 3100-11, June 1988 or later edition) with lands described as specified in our regulations at 43 CFR 3110.5;
- \$75 nonrefundable administrative fee; and
- first year's advance rental (\$1.50 per acre or fraction thereof)

If we don't receive a bid at the sale for the parcel(s) contained in your pre-sale offer, we will issue the lease. You can withdraw your offer prior to the date we sign your lease. Your pre-sale offer is your consent to the terms and conditions of the lease, including any additional stipulations advertised in the Competitive Sale Notice.

### **Where can I obtain information pertaining to the individual Forest Service Stipulations?**

The applicable Forest Service Environmental Impact Studies (EIS) describe stipulations for parcels located within the administrative boundary of the Forest Service units. The Geographic Information System (GIS) maps of the stipulations may be viewed at the following Forest Service offices:

- The individual District Ranger's Office identified in the stipulation listing included with this sale notice,

- or
- The individual Forest Supervisor's Office identified in the stipulation listing included with this sale notice,
- or
- Forest Service, Region One Office, 200 East Broadway, Missoula, Montana

**How do I nominate lands for future sales?**

- file a letter with this office describing the lands you want put up for sale;
- file a pre-sale offer

**Who should I contact if I have a question?**

For more information, contact Tessie Vaughn at (406) 896-5091.

**When is the next competitive oil and gas lease sale scheduled in Montana?**

We are tentatively holding our next competitive sale on July 27, 2004.

Karen L. Johnson, Chief  
Fluids Adjudication Section

**OFFICIAL POSTING DATE MUST BE ON OR BEFORE April 9, 2004**

The official posting date will be noted on the copy posted in the Information Access Center of the Bureau of Land Management, Billings, Montana.

**PUBLIC NOTICE**

Any noncompetitive offers received for lands that are listed on the Notice from the time the list is officially posted in the Montana State Office Public Room until the first business day following the completion of the sale will be rejected as unavailable for filing per 43 CFR 3110.1(a)(ii).

THE FOLLOWING NOTICE WILL BE ATTACHED TO ALL ISSUED LEASES

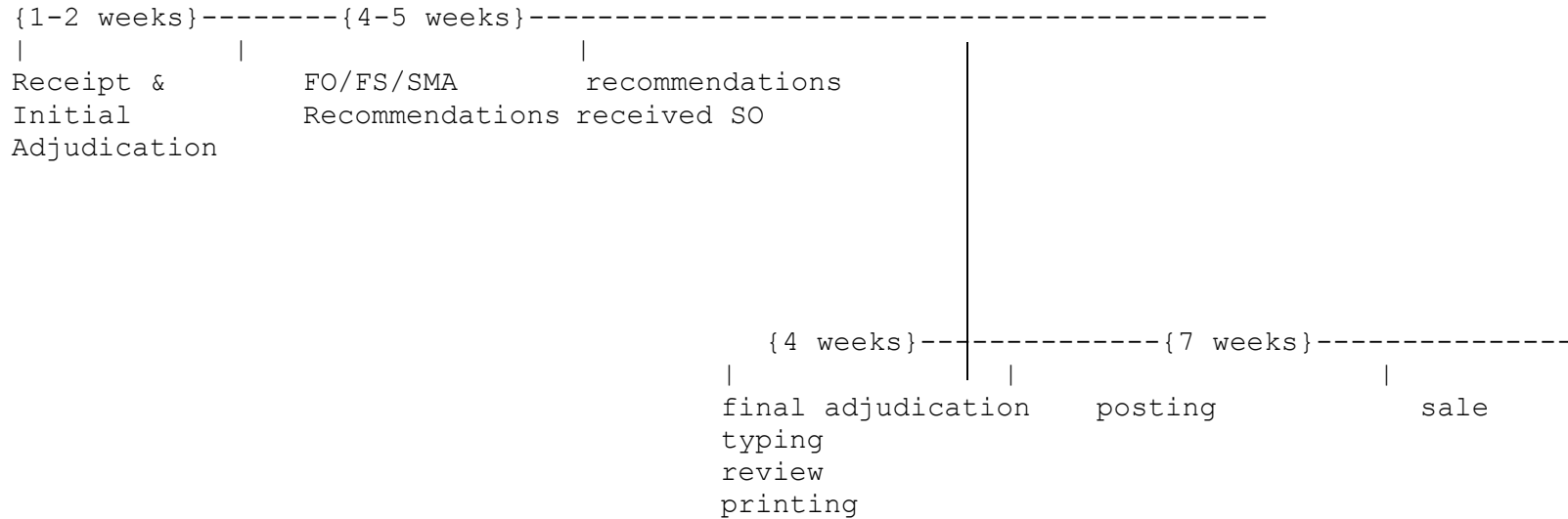
**NOTICE TO LESSEE**

**Provisions of the Mineral Leasing Act (MLA) of 1920, as amended by the Federal Coal Leasing Amendments Act of 1976, affect an entity's qualifications to obtain an oil and gas lease. Section 2(a)(2)(A) of the MLA, 30 U.S.C. 201(a)(2)(A), requires that any entity that holds and has held a Federal coal lease for 10 years beginning on or after August 4, 1976, and who is not producing coal in commercial quantities from each such lease, cannot qualify for the issuance of any other lease granted under the MLA. Compliance by coal lessees with Section 2(a)(2)(A) is explained in 43 CFR 3472.**

**In accordance with the terms of this oil and gas lease with respect to compliance by the initial lessee with qualifications concerning Federal coal lease holdings, all assignees and transferees are hereby notified that this oil and gas lease is subject to cancellation if: (1) the initial lessee as assignor or as transferor has falsely certified compliance with Section 2(a)(2)(A) or (2) because of a denial or disapproval by a State Office of a pending coal action, i.e., arms-length assignment, relinquishment, or logical mining unit, the initial lessee as assignor or as transferor is no longer in compliance with Section 2(a)(2)(A). The assignee or transferee does not qualify as a bona fide purchaser and, thus, has no rights to bona fide purchaser protection in the event of cancellation of this lease due to noncompliance with Section 2(a)(2)(A).**

**Information regarding assignor or transferor compliance with Section 2(a)(2)(A) is contained in the lease case file as well as in other Bureau of Land Management records available through the State Office issuing this lease.**

**TIMELINE TO PROCESS EXPRESSIONS OF INTEREST (EOI)  
OR PRESALE OFFERS**



**Total time required to process EOI/Offer  
4-5 months {16-18 weeks}**

SMA-Surface Management Agency  
ie: Forest Service, Bureau of Reclamation  
FO-BLM Field Office FS-BLM Field Office  
SO-Mon

ALL LANDS ARE LISTED IN TOWNSHIP AND RANGE ORDER

**MONTANA**

**05-04-01**

T. 35 N, R. 12 E, PMM, MT PD  
 sec 2 BED MILK RVR RIPAR TO  
 LOT 5 DESC BY M&B;  
 (12.58 AC.) 1/  
 3 BED MILK RVR RIPAR TO  
 LOTS 1,2, 4-8 INCL,  
 DESC BY M&B; 1/  
 (135.86 AC)  
 10 BED MILK RVR RIPAR  
 TO LOTS 1,2,3,4, DESC  
 BY M&B; (41.85 AC) 1/  
 11 BED MILK RVR RIPAR  
 TO LOTS 1-5 INCL, DESC  
 BY M&B; (36.46 AC) 1/  
 15 BED MILK RVR RIPAR  
 TO LOTS 1-5 INCL, DESC  
 BY M&B; (34.98 AC) 1/  
 22 BED MILK RVR RIPAR  
 TO LOTS 1,2,3 DESC  
 BY M&B; (12.48 AC) 1/  
 27 BED MILK RVR RIPAR  
 TO LOTS 1-6 INCL, DESC  
 BY M&B; (56.57 AC) 1/  
 34 BED MILK RVR RIPAR  
 TO LOT 1 DESC BY M&B;  
 (2.97 AC) 1/  
 35 BED MILK RVR RIPAR  
 TO LOTS 1-7 INCL, DESC  
 BY M&B; (83.54) 1/  
 Hill 417.29 AC  
 Stipulations: Form 3109-1,  
 GP-135, Lease Notice-2,  
 Standard, TES

**05-04-02**

**\*PreSale Offer: MTM 93086**

T. 28 N, R. 36 E, PMM, MT PD  
 sec 21 S2;  
 22 W2,SE;  
 28 ALL;  
 Valley 1440.00 AC  
 Stipulations: Standard, TES

**05-04-03**

**\*PreSale Offer: MTM 93086**

T. 28 N, R. 36 E, PMM, MT PD  
 sec 27 ALL;  
 33 ALL;  
 34 ALL;  
 Valley 1920.00 AC  
 Stipulations: Standard, TES

**05-04-04**

**\*PreSale Offer: MTM 93086**

T. 28 N, R. 36 E, PMM, MT PD  
 sec 29 ALL;  
 31 LOTS 1-16 INCL;  
 31 E2;  
 32 ALL;  
 Valley 2202.44 AC  
 Stipulations: Standard, TES

**05-04-05**

**\*PreSale Offer: MTM 93086**

T. 28 N, R. 36 E, PMM, MT PD  
 sec 30 LOTS 1-16 INCL;  
 30 E2;  
 Valley 921.44 AC  
 Stipulations: Standard, TES

**05-04-06**

**\*PreSale Offer: MTM 93091**

T. 32 N, R. 37 E, PMM, MT PD  
 sec 1 S2NE,SE;  
 2 SENW,E2SW,W2SE;  
 10 S2NE;  
 12 E2,SW;  
 13 N2;  
 Valley 1320.00 AC  
 Stipulations: Standard, TES

EXPLANATION 1/, 2/, 3/, SEE PAGE 14

**05-04-07****\*PreSale Offer: MTM 93092**

T. 32 N, R. 37 E, PMM, MT ACQ  
 sec 2 E2SE;  
 5 LOTS 1,2;  
 5 SENE;  
 7 E2NE,NESW,NESE;  
 8 NW,N2SW,SESW;

Valley 652.73 AC

Stipulations: Standard, TES

**05-04-08**

T. 32 N, R. 37 E, PMM, MT PD  
 sec 4 LOTS 2,3,4;

Valley 140.10 AC

Stipulations: Standard, TES

**05-04-09****\*PreSale Offer: MTM 93091**

T. 32 N, R. 37 E, PMM, MT PD  
 sec 5 NWSW;  
 6 LOT 6;  
 7 NWSE;  
 19 SENW;  
 20 SWSE;  
 21 N2NE,NESW,S2SW;  
 22 NWSE;  
 23 E2SW;  
 27 NWNW,S2N2;  
 28 S2N2;  
 29 SESW;  
 33 SENE,NESE,S2SE;  
 34 E2NE,SWNW,SESW;

Valley 1235.02 AC

Stipulations: Standard, TES

**05-04-10**

T. 32 N, R. 37 E, PMM, MT ACQ  
 sec 5 SESW;  
 23 W2SW;

Valley 120.00 AC

Stipulations: Standard, TES

**05-04-11****\*PreSale Offer: MTM 93092**

T. 32 N, R. 37 E, PMM, MT ACQ  
 sec 17 W2SW;  
 17 NESW EXCL 17.91 AC IN  
 RSVR ROW GF066337;  
 17 SESW EXCL .27 AC IN  
 RSVR ROW GF066337;  
 18 LOTS 1,2,3,4;  
 18 E2,E2W2;  
 19 LOTS 1,2;  
 19 NE,NENW;  
 20 NW;

Valley 1184.54 AC

Stipulations: Standard, TES

**05-04-12****\*PreSale Offer: MTM 93092**

T. 32 N, R. 37 E, PMM, MT ACQ  
 sec 21 SE;  
 23 N2;  
 27 N2NE,NENW,SW;  
 28 E2SE;

Valley 840.00 AC

Stipulations: Standard, TES

**05-04-13****\*PreSale Offer: MTM 93092**

T. 32 N, R. 37 E, PMM, MT ACQ  
 sec 29 NW;  
 31 LOTS 1,2;  
 31 NE,E2NW;  
 32 W2;  
 33 NENE;  
 34 NWNW,N2SW,SWSW;  
 35 ALL;

Valley 1627.03 AC

Stipulations: Standard, TES



**05-04-14****\*PreSale Offer: MTM 93106**

T. 37 N, R. 37 E, PMM, MT ACQ

sec 1 LOT 1;  
 1 S2NE, SENW, S2;  
 2 LOTS 3, 4;  
 2 SWNW;  
 4 S2NE, SENW, S2;  
 5 S2NW, SW;  
 6 LOT 1;  
 6 SENE, SE;

Valley 1545.17 AC  
 Stipulations: Standard, TES

**05-04-15****\*PreSale Offer: MTM 93108 PD**

T. 37 N, R. 37 E, PMM, MT

sec 1 SWNW;  
 2 SENW, NWSW;  
 3 LOT 4;  
 3 SWNW, W2SW;  
 4 LOTS 1, 2, 3, 4;  
 4 SWNW;  
 5 LOTS 1, 2, 3, 4;  
 5 S2NE, SE;  
 6 LOTS 2, 3, 6, 7;  
 6 SWNE, SENW, E2SW;

Valley 1266.13 AC  
 Stipulations: Standard, TES

**05-04-16****\*PreSale Offer: MTM 93108 PD**

T. 37 N, R. 37 E, PMM, MT

sec 7 LOTS 1, 2, 3, 4;  
 7 E2, E2W2;  
 8 NE, SW, N2SE, SWSE;  
 9 W2NW, NWSW;  
 11 NWSE, S2SE;  
 12 SWNE, SENW;

Valley 1393.52 AC  
 Stipulations: Standard, TES

**05-04-17****\*PreSale Offer: MTM 93106**

T. 37 N, R. 37 E, PMM, MT ACQ

sec 8 NW, SESE;  
 9 E2, E2W2, SWSW;  
 10 SENE, S2NW, E2SE;  
 11 NENE, S2NW, N2SW, SWSW;  
 12 NENE EXCL 1.0 AC;  
 12 NWNE, SENE, N2NW, E2SW,  
 SE;

Valley 1599.00 AC  
 Stipulations: Standard, TES

**05-04-18****\*PreSale Offer: MTM 93106**

T. 37 N, R. 37 E, PMM, MT ACQ

sec 13 N2NE, NENW, S2NW, W2SW,  
 E2SE;  
 14 SENE, E2SE;  
 15 W2NW, SW, W2SE;  
 16 SE;  
 17 N2NE, SWNE, NENW, S2NW;  
 18 E2NE, NESE;  
 20 W2NE, SE;

Valley 1560.00 AC  
 Stipulations: Standard, TES

**05-04-19****\*PreSale Offer: MTM 93108 PD**

T. 37 N, R. 37 E, PMM, MT

sec 13 E2SW;  
 14 NWNW, N2SW, SWSW, NWSE;  
 15 SENE, E2SE;  
 17 SENE, NWNW, S2;  
 18 LOTS 1, 2;  
 18 W2NE, E2NW, NWSE, SESE;

Valley 1117.37 AC  
 Stipulations: Standard, TES

**05-04-20****\*PreSale Offer: MTM 93108 PD**

T. 37 N, R. 37 E, PMM, MT

sec 20 E2NE;  
 21 W2NW;  
 22 NE, E2W2, NWSE;  
 23 E2NE;  
 29 SWNE;  
 34 NESW, NWSE;

Valley 720.00 AC  
 Stipulations: Standard, TES

**05-04-21****\*PreSale Offer: MTM 93107 ACQ**

T. 37 N, R. 37 E, PMM, MT  
 sec 21 NE,E2NW,W2SW,E2SE;  
 22 W2W2,NESE,S2SE;  
 23 SWNE,NWNW,S2NW,S2;  
 24 ALL;

Valley 1800.00 AC  
 Stipulations: Standard, TES

**05-04-22****\*PreSale Offer: MTM 93107 ACQ**

T. 37 N, R. 37 E, PMM, MT  
 sec 25 N2,SE;  
 26 NW,N2SW;  
 27 E2,E2NW;

Valley 1120.00 AC  
 Stipulations: Standard, TES

**05-04-23****\*PreSale Offer: MTM 93107 ACQ**

T. 37 N, R. 37 E, PMM, MT  
 sec 29 N2NW,SWNW;  
 30 SWSE;  
 32 W2NE,E2NW;  
 34 NENW;

Valley 360.00 AC  
 Stipulations: Standard, TES

**05-04-24****\*PreSale Offer: MTM 93090**

T. 29 N, R. 40 E, PMM, MT ACQ  
 sec 6 LOTS 1-5 INCL;  
 6 S2NE,SENE;

Valley 313.78 AC  
 Stipulations: Standard, TES

**05-04-25****\*PreSale Offer: MTM 93088**

T. 30 N, R. 40 E, PMM, MT PD  
 sec 1 NWSW;  
 10 NENE;  
 13 NWNE;

Valley 120.00 AC  
 Stipulations: Standard, TES

**05-04-26****\*PreSale Offer: MTM 93089**

T. 30 N, R. 40 E, PMM, MT ACQ  
 sec 1 NESE,S2SE;  
 2 NWSW;  
 3 LOTS 1,2,3,4;  
 3 S2N2;  
 10 SE;  
 12 NE,NESE;  
 13 S2SW,SWSE;  
 14 S2;  
 15 ALL;  
 22 NW;  
 24 N2;

Valley 2401.60 AC  
 Stipulations: Standard, TES

**05-04-27**

T. 27 N, R. 52 E, PMM, MT PD  
 sec 27 E2SE;  
 33 SENE,N2SE;  
 34 NWNE,NENW,N2SW,NWSE,  
 S2SE;  
 35 E2,E2W2,NWNW,SWSW;

Richland 1040.00 AC  
 Stipulations: CSU-1,2, NSO-1,  
 TES, Timing-1

**05-04-28**

T. 26 N, R. 53 E, PMM, MT PD  
 sec 5 LOTS 3,4;  
 5 SWNW,NWSW,W2SE;  
 6 LOTS 1-7 INCL;  
 6 SENW,E2SW;

Richland 609.17 AC  
 Stipulations: TES, Timing-1

**05-04-29**

T. 27 N, R. 53 E, PMM, MT PD  
 sec 7 LOTS 6,7;  
 7 NWNE,S2NE,SESW;  
 8 W2NW;  
 17 NWNW;

Richland 332.73 AC  
 Stipulations: CSU-1,2, NSO-1,  
 TES, Timing-1

**05-04-30**

T. 27 N, R. 53 E, PMM, MT PD  
 sec 11 SE;  
 12 SENE, SESW, SE;  
 14 NE;  
 17 NWSW, S2SW;  
 18 LOTS 1, 2, 3, 4;  
 18 SESE;  
 19 LOTS 1, 2, 3, 4;  
 19 N2NE, E2NW, NESW;  
 20 NWNW;  
 29 S2SW;  
 30 LOTS 3, 4;  
 30 E2SW;  
 32 W2W2;  
 Richland 1775.39 AC  
 Stipulations: CSU-1, 2, NSO-1, 2,  
 TES, Timing-1

**05-04-31**

T. 15 N, R. 56 E, PMM, MT PD  
 sec 2 LOTS 1, 2, 4;  
 2 SENE, SWNW, NWSW, S2SW,  
 NESE;  
 10 N2NE, SWNW, SW, SWSE;  
 12 E2NE, SWNW, NWSW, S2S2;  
 Dawson 1044.59 AC  
 Stipulations: CSU-1, 2, NSO-1,  
 TES, Timing-1

**05-04-32**

T. 15 N, R. 56 E, PMM, MT PD  
 sec 4 LOTS 1, 4;  
 4 S2NW;  
 6 LOTS 1-7 INCL;  
 6 S2NE, SENW, E2SW, SE;  
 8 ALL;  
 18 LOTS 1, 2, 3, 4;  
 18 NENW, SESW, S2SE;  
 Dawson 1778.63 AC  
 Stipulations: CSU-1, 2, NSO-1, 3, 4,  
 TES, Timing-1, 2

**05-04-33**

T. 15 N, R. 56 E, PMM, MT PD  
 sec 14 E2E2, NWNE, NWNW, NWSW,  
 NWSE;  
 22 ALL;  
 28 ALL;  
 Dawson 1600.00 AC  
 Stipulations: CSU-1, 2, NSO-1, 4,  
 TES, Timing-1, 2

**05-04-34**

T. 15 N, R. 56 E, PMM, MT PD  
 sec 20 N2, SE;  
 30 LOTS 1, 2;  
 30 E2, E2NW;  
 32 NE, N2NW, SENW, SWSW;  
 Dawson 1273.35 AC  
 Stipulations: CSU-1, 2, NSO-4,  
 TES, Timing-1, 2

**05-04-35**

T. 25 N, R. 56 E, PMM, MT PD  
 sec 34 SWNE, SENW;  
 Richland 80.00 AC  
 Stipulations: NSO-1, TES

**05-04-36**

T. 22 N, R. 59 E, PMM, MT PD  
 sec 10 LOT 8;  
 18 SESW;  
 18 SWSE EXCL 3.51 AC IN;  
 RR R/W MTGLS0693;  
 30 LOT 7;  
 Richland 124.43 AC  
 Stipulations: Form 3109-1,  
 GP-135, CSU-2, NSO-1, TES

**05-04-37**

T. 5 N, R. 60 E, PMM, MT PD  
 sec 27 NESW, S2SW, W2SE;  
 33 E2NE;  
 Fallon 280.00 AC  
 Stipulations: NSO-1, TES

**05-04-38**

T. 22 N, R. 60 E, PMM, MT PD  
 sec. 32 LOTS 1, 2, 3, 4;  
 32 W2;  
 Richland 374.72 AC  
 Stipulations: CSU-1, TES,  
 Timing-1

**05-04-39**

T. 37 N, R. 4 W, PMM, MT PD  
 sec 5 LOT 6;  
 Toole 12.09 AC  
 Stipulations: Standard, TES

**05-04-40**

T. 1 S, R. 15 E, PMM, MT PD  
 sec 21 NE, NESW, SWSW;  
 22 NW;  
 23 W2NE, E2W2, SE;  
 26 SESW, NESE, S2SE;  
 27 S2SE;  
 34 SWNE, SENW, W2SE;  
 35 NE, SENW, N2S2, SWSW,  
 SESE;

Sweet Grass 1640.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, NSO-1, TES,  
 Timing-1,2

**05-04-41**

T. 2 S, R. 15 E, PMM, MT PD  
 sec 3 LOT 1;  
 3 SWNE, SENW, N2SW, SESW,  
 SE;

Sweet Grass 413.86 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1,2

**05-04-42**

PD

T. 2 S, R. 16 E, PMM, MT  
 sec 7 S2NE;  
 8 SWNE, S2NW;  
 17 N2SW;  
 18 NWSE;

Sweet Grass 320.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-43**

T. 4 S, R. 16 E, PMM, MT PD  
 sec 11 ALL;  
 12 S2NE, W2, SE;  
 13 N2, SESE;  
 14 N2, NESW, NWSE;  
 24 NE, S2NW, SW, SESE;

Stillwater 2400.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Form 3730-1,  
 NSO-5,6, TES, Timing-1,  
 Lease Notice-1

**05-04-44**

T. 2 S, R. 17 E, PMM, MT PD  
 sec 1 LOT 1;  
 1 SENE;

Sweet Grass 79.98 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES

**05-04-45**

T. 2 S, R. 17 E, PMM, MT PD  
 sec 10 SWSW;  
 11 NWNE, NWNW;  
 14 SWNW, NWSW;  
 24 SWSW;  
 28 SWNW;  
 30 LOT 2;

Sweet Grass 316.55 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1,2

**05-04-46**

T. 3 S, R. 17 E, PMM, MT PD  
 sec 17 N2SW;  
 19 LOTS 2,3,4;  
 19 SWNE, SENW, E2SW, W2SE;  
 21 N2NW;  
 30 LOT 1;  
 30 NWNE, NENW;

Stillwater 631.34 AC  
 Stipulations: CSU-1, TES,  
 Timing-1

**05-04-47**

T. 3 S, R. 17 E, PMM, MT PD  
 sec 27 SWSW;  
 29 SESW;  
 31 S2NE, SENW;  
 32 E2, NENW;  
 33 W2, SE;  
 34 W2SW;

Stillwater 1120.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Lease Notice-1,  
 TES, Timing-1

**05-04-48**

T. 4 S, R. 17 E, PMM, MT PD  
 sec 3 N2S2;  
 4 LOTS 1,2,3,4;  
 4 SWNE, S2NW, SW, W2SE;  
 9 W2E2, W2, SESE;  
 15 N2NW;  
 22 NWSW;

Stillwater 1318.80 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Form 3730-1, Lease  
 Notice-1, NSO-1, TES, Timing-1

**05-04-49**

T. 4 S, R. 17 E, PMM, MT PD  
 sec 5 LOTS 1,2;  
 5 S2N2,E2SW,N2SE,SESE;  
 6 LOTS 1-5 INCL;  
 6 S2NE,SENE;  
 7 LOTS 1,2,3;  
 7 SENE,E2NW,NESW,SE;  
 8 SENE,NW,SESW,SE;

Stillwater 1597.21 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Form 3730-1, Lease  
 Notice-1, TES, Timing-1

**05-04-50**

T. 4 S, R. 17 E, PMM, MT PD  
 sec 17 NE,E2NW,SWNW,N2SE,SESE;  
 18 LOT 4;  
 18 E2SW;  
 19 LOTS 1,4;  
 19 SESW,SESE;

Stillwater 679.21 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Form 3730-1, Lease  
 Notice-1, NSO-5,6, TES, Timing-1

**05-04-51**

T. 4 S, R. 17 E, PMM, MT PD  
 sec 20 SWNW,NWSW;  
 29 W2NW;  
 30 LOT 1;  
 30 E2NE,NENW;  
 31 SENW,NESW,N2SE;  
 32 SWNW;  
 35 SESW;

Stillwater 559.79 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-52**

T. 5 S, R. 17 E, PMM, MT PD  
 sec 4 LOT 2;  
 5 S2NW;  
 25 NENE,S2NE,N2NW,SENE;  
 26 W2SW;

Stillwater 440.12 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-53**

T. 2 S, R. 18 E, PMM, MT PD  
 sec 4 SENW;  
 6 LOTS 3,4,5;  
 6 SENW;  
 9 SESE;  
 10 NESW;  
 12 S2SE;

Stillwater 354.09 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1,2

**05-04-54**

T. 2 S, R. 18 E, PMM, MT PD  
 sec 13 NESW;  
 14 NENE,SWNW,NWSW;  
 15 W2W2,NESE;  
 17 E2NE;  
 20 NENE;  
 21 N2NW;

Stillwater 560.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-55**

T. 3 S, R. 18 E, PMM, MT PD  
 sec 7 NENE,NESE;  
 11 SWSE;  
 20 NWSE;

Stillwater 160.00 AC  
 Stipulations: Cultural  
 Resources, Lease Notice-1, TES,  
 Timing-1

**05-04-56**

T. 4 S, R. 18 E, PMM, MT PD  
 sec 7 SENE;  
 8 NWNW;  
 11 SWSE;  
 21 N2NW;  
 22 SWNW;  
 26 NWSW;  
 27 NESE;

Stillwater 320.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-57**

T. 5 S, R. 18 E, PMM, MT PD  
 sec 7 SESW;  
 25 SWSE;  
 29 NWSE;

Carbon 80.00 AC  
 Stillwater 40.00 AC  
 Stipulations: TES, Timing-1

**05-04-58**

T. 2 S, R. 19 E, PMM, MT PD  
 sec 4 LOT 2;  
 5 LOTS 9,10,11;  
 5 RVRBED RIPAR TO LOTS  
 9,10,11 DESC BY M&B;  
 (40.61 AC); 1/

Stillwater 126.16 AC  
 Stipulations: Cultural  
 Resources, NSO-1, TES, Timing-1

**05-04-59**

T. 2 S, R. 19 E, PMM, MT PD  
 sec 6 LOT 12;  
 6 RVRBED RIPAR TO LOT  
 12 DESC BY M&B  
 (21.29 AC); 1/  
 7 LOTS 3,4,6;  
 7 SENW;  
 8 SENE,SW;

Stillwater 365.72 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Lease Notice-1, TES,  
 Timing-1

**05-04-60**

T. 2 S, R. 19 E, PMM, MT PD  
 sec 9 E2NE;  
 10 LOTS 5-9 INCL;  
 10 SWNW,SESW;  
 10 RVRBED RIPAR TO LOTS  
 5-9 INCL DESC BY M&B  
 (19.72 AC); 1/  
 14 LOTS 7,8;  
 15 NESW,N2SE;

Stillwater 484.34 AC  
 Stipulations: CSU-1, Cultural  
 Resources, NSO-1,7, TES,  
 Timing-1

**05-04-61**

T. 2 S, R. 19 E, PMM, MT PD  
 sec 17 NWNW,S2NW;  
 18 E2NE,NESE;  
 23 LOT 5;  
 23 SESE;  
 24 LOTS 4,5;  
 25 NWNW;  
 26 NENE,S2NE,SENW,NESE;  
 27 NENE,SWSE;  
 32 SENE;  
 33 NWNE,S2N2;  
 34 N2NE,SENE,NESE;  
 35 SWNE,NW,NWSW;

Stillwater 1353.12 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-62**

T. 3 S, R. 19 E, PMM, MT PD  
 sec 2 S2SE;  
 11 NENE,S2SW,SWSE;  
 12 N2NW;  
 13 S2NE,SE;  
 14 NENW;  
 15 NESW;  
 22 LOTS 2,3;  
 22 NENW;  
 23 SWNE,NESW,NWSE;  
 24 N2NE,SENE;  
 28 LOT 3;

Stillwater 967.40 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Form 3730-1, Lease  
 Notice-1, NSO-1, TES, Timing-1

**05-04-63**

T. 4 S, R. 19 E, PMM, MT PD  
 Sec 35 SENE;  
 Carbon 40.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-64**

T. 5 S, R. 19 E, PMM, MT PD  
 sec 5 SESE;  
 10 SESW,NWSE;  
 11 S2NE;  
 19 SWSE;  
 20 NWSE;  
 23 SENE;

Carbon 320.00 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-65**

T. 3 S, R. 20 E, PMM, MT PD  
 sec 6 LOTS 3,11,12;  
 Stillwater 86.86 AC  
 Stipulations: CSU-1, Cultural  
 Resources, Form 3730-1, Lease  
 Notice-1, NSO-1, TES, Timing-1

**05-04-66**

T. 4 S, R. 21 E, PMM, MT PD  
 sec 3 SWNE;  
 5 LOTS 1,2;  
 14 NESW;  
 23 NENW;  
 28 NWNE;

Carbon 240.30 AC  
 Stipulations: CSU-1, Cultural  
 Resources, TES, Timing-1

**05-04-67**

T. 4 S, R. 21 E, PMM, MT ACQ  
 sec 11 SWSW;  
 14 SWNE,NW;  
 15 E2NE;  
 25 NWSW;  
 26 E2SE;  
 35 NENE;

Carbon 480.00 AC

**50% U.S. MINERAL INTEREST 3/**

Stipulations: Cultural  
 Resources, NSO-1, TES, Timing-1

**NORTH DAKOTA****05-04-68**

T. 157 N, R. 91 W, 5<sup>th</sup> PM, ND PD  
 sec 34 LOT 2;  
 Mountrail 17.30 AC  
 Stipulations: CSU-3, NSO-8,  
 Standard, TES, Timing-3

**05-04-69**

T. 147 N, R. 96 W, 5<sup>th</sup> PM, ND ACQ  
 sec 34 TRACT IN N2SE DESC BY  
 M&B; 1/  
 Dunn 5.74 AC  
 Stipulations: Lease Notice-3,  
 Standard, TES

**05-04-70**

T. 149 N, R. 97 W, 5<sup>th</sup> PM, ND PD  
 sec 12 SENE,E2SE;  
 McKenzie 120.00 AC  
 Stipulations: BLM-TES,  
 R1-FS-2820-14-1; 15-1; 16-1,2  
**SPLIT ESTATE 2/**

**05-04-71**

T. 140 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 8 NWSW;  
 21 E2,NESW;  
 35 NW;  
 Billings 560.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,2; 16-2,3; 18a

**05-04-72**

T. 140 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 8 S2SW;  
 Billings 80.00 AC  
 Stipulations: BLM-TES,  
 R1-FS-2820-14-1; 16-1,2,3  
**SPLIT ESTATE 2/**

**05-04-73**

T. 140 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 21 NWSW,S2SW;  
 Billings 120.00 AC  
 Stipulations: BLM-TES,  
 R1-FS-2820-14-2; 16-1,3  
**SPLIT ESTATE 2/**

**05-04-74**

T. 140 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 25 E2;  
 Billings 320.00 AC  
 Stipulations: R1-FS-2820-13d; 18a

**05-04-75**

T. 141 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 34 E2;  
 Billings 320.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1; 16-2,4; 18a

**05-04-76**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 6 LOTS 1,2;  
 6 S2NE,SE;  
 34 ALL;  
 35 ALL;  
 McKenzie 1597.77 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,2,3,4; 15-1,2; 16-2,3,4;  
 18a; 22c

**05-04-77**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 12 W2;  
 McKenzie 320.00 AC  
 Stipulations: BLM-TES,  
 R1-FS-2820-14-1; 16-1,2,4  
**SPLIT ESTATE 2/**

**05-04-78**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 19 POR SE NOT IN NDM 85930;  
 22 N2;  
 23 ALL;  
 31 LOTS 1,2,3,4;  
 31 E2,E2W2;  
 McKenzie 1705.56 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,4,5; 15-1; 16-2,3,4;  
 18a; 22c

**05-04-79**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 24 W2NE,NW,S2;  
 McKenzie 560.00 AC  
 Stipulations: R1-FS,2820-13d;  
 14-1; 15-1; 16-2,4; 18a

**05-04-80**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 28 NE,W2;  
 32 NW,S2;  
 McKenzie 960.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,4,5; 16-2,4; 18a; 22b

**05-04-81**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 29 ALL;  
 33 ALL;  
 McKenzie 1280.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,4,5; 16-2,3; 18a; 22b

**05-04-82**

T. 145 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 30 NENE,SESE;  
 McKenzie 80.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,4,5; 16-2,3; 18a; 22c

**05-04-83**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 7 LOTS 1-4 INCL;  
 7 E2,E2W2;  
 18 LOTS 1,2,3;  
 18 E2SW,NWSE,S2SE;  
 McKenzie 855.25 AC  
 Stipulations: BLM-TES,  
 R1-FS-2820-14-1; 16-1,2,3,4  
**SPLIT ESTATE 2/**

**05-04-84**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 18 LOT 4;  
 18 NE,E2NW,NESE;  
 McKenzie 305.55 AC  
 Stipulations: BLM-TES,  
 R1-FS-2820-13d; 14-1; 16-1,2,3,4;  
 18a  
**SPLIT ESTATE 2/**



**05-04-85**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 20 LOTS 1,2;  
 20 N2NE,SWNE,NW,N2SW,SWSW;  
 26 NENE;

McKenzie 512.20 AC

Stipulations: BLM-TES,  
 R1-FS-2820-13d; 14-1,6;  
 15-1,2; 16-1,2,3,4; 18a

**SPLIT ESTATE 2/**

**05-04-86**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 20 BED LTL MO RVR RIPAR TO  
 LOT 3 DESC BY M&B;  
 (7.043 AC) 1/  
 20 LOT 3;  
 20 SENE,N2SE;

McKenzie 157.343 AC

Stipulations: BLM-TES,  
 R1-FS-2820-14-1,6; 16-1,2,3,4

**SPLIT ESTATE 2/**

**05-04-87**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 22 ALL;  
 28 NE,S2;

McKenzie 1120.00 AC

Stipulations: R1-FS-2820-13d,  
 14-1,4,6,7; 15-2; 16-2,3;  
 18a; 22b

**05-04-88**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 26 NWNW,S2NW,SW;

McKenzie 280.00 AC

Stipulations: BLM-TES,  
 R1-FS-2820-14-1,3,7; 15-1;  
 16-1,2,4

**SPLIT ESTATE 2/**

**05-04-89**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 27 ALL;

McKenzie 640.00 AC

Stipulations: R1-FS-2820-13d;  
 14-1,4,7; 15-1; 16-2,3;  
 18a; 22b

**05-04-90**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND PD  
 sec 30 LOT 11;  
 30 SESW;

McKenzie 66.51 AC

Stipulations: R1-FS-2820-13d;  
 14-1,4,7,8; 15-2; 16-2,3; 18a; 22b

**05-04-91**

T. 147 N, R. 100 W, 5<sup>th</sup> PM, ND ACQ  
 sec 30 BED LTL MO RVR RIPAR TO  
 LOTS 1-8 INCL DESC BY  
 (55.895 AC) M&B; 1/  
 30 LOTS 5,6,7,10;  
 34 ALL;

McKenzie 819.085 AC

Stipulations: R1-FS-2820-13d;  
 14-1,4,6,7,9; 15-2; 16-2,3,4;  
 18a; 22b

**05-04-92**

T. 138 N, R. 101 W, 5<sup>th</sup> PM, ND ACQ  
 sec 5 LOTS 3,4;  
 7 LOTS 1,2;  
 7 E2NW;  
 18 LOT 1;  
 18 E2NW;

Billings 349.60 AC

Stipulations: R1-FS-2820-13d;  
 14-1,2,4,5,7; 15-2; 16-2,3;  
 18a; 22b

**05-04-93**

T. 138 N, R. 101 W, 5<sup>th</sup> PM, ND PD  
 sec 6 LOTS 1-7 INCL;  
 6 S2NE,SE,SE,SE;

Billings 624.01 AC

Stipulations: R1-FS-2820-13d;  
 14-1,4,7; 15-2; 16-2,3; 18a; 22b

**05-04-94**

T. 139 N, R. 101 W, 5<sup>th</sup> PM, ND ACQ  
 sec 8 NENE,S2NE;  
 18 LOTS 1,2;  
 18 NE,E2NW;

Billings 421.88 AC

Stipulations: R1-FS-2820-13d;  
 14-1,5; 16-2,4; 18a

**05-04-95**

T. 139 N, R. 101 W, 5<sup>th</sup> PM, ND PD  
 sec 8 SWSW;  
 Billings 40.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-5; 16-2,4; 18a

**05-04-96**

T. 139 N, R. 101 W, 5<sup>th</sup> PM, ND ACQ  
 sec 20 SESW;  
 Billings 40.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,7; 15-2; 16-2; 18a

**05-04-97**

T. 144 N, R. 101 W, 5<sup>th</sup> PM, ND PD  
 sec 2 LOTS 1,2,3,4;  
 2 S2N2,S2;  
 12 N2N2,S2NE,S2SW;  
 Billings 1013.12 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,4,5; 15-1; 16-2,3; 18a; 22c

**05-04-98**

T. 140 N, R. 103 W, 5<sup>th</sup> PM, ND ACQ  
 sec 33 E2SE;  
 Golden Valley 80.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-8; 16-2,3; 18a,

**05-04-99**

T. 150 N, R. 103 W, 5<sup>th</sup> PM, ND ACQ  
 sec 13 NWNE,W2,W2SE;  
 14 SE;  
 22 LOTS 1-8 INCL;  
 22 NE,N2NW,N2S2;  
 24 LOTS 1-8 INCL;  
 24 NENE,S2NE,NW,N2S2;  
 25 W2;  
 26 S2;  
 McKenzie 2400.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,3,5; 15-1,3; 16-2,5; 18a; 22b

**05-04-100**

T. 150 N, R. 103 W, 5<sup>th</sup> PM, ND ACQ  
 sec 19 NESW,N2SE;  
 28 S2;  
 McKenzie 440.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1; 15-1,3; 16-2,5; 18a; 22b

**05-04-101**

T. 150 N, R. 103 W, 5<sup>th</sup> PM, ND ACQ  
 sec 34 ALL;  
 McKenzie 640.00 AC  
 Stipulations: R1-FS-2820-13d;  
 15-1,3; 16-2,5; 18a; 22c

**05-04-102**

T. 149 N, R. 104 W, 5<sup>th</sup> PM, ND PD  
 sec 1 LOTS 1,2;  
 1 NESW,E2SE;  
 McKenzie 200.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1; 15-3; 16-5; 18a; 22b

**05-04-103**

T. 149 N, R. 104 W, 5<sup>th</sup> PM, ND ACQ  
 sec 1 LOTS 3,4;  
 1 S2N2,SESW,W2SE;  
 12 NENE;  
 McKenzie 400.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1; 15-3; 16-2,5; 18a; 22b

**05-04-104**

T. 149 N, R. 104 W, 5<sup>th</sup> PM, ND ACQ  
 sec 21 NE,NWNW,S2NW;  
 22 SWNW,NWSW,S2SW;  
 23 NW,N2SW,SESW;  
 24 NW,N2SW,SWSW,SE;  
 25 NE,S2NW,NESE;  
 27 E2NE,NESE;  
 35 NESE;  
 McKenzie 1600.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,3; 15-1; 16-2; 18a

**05-04-105**

T. 150 N, R. 104 W, 5<sup>th</sup> PM, ND PD  
 sec 15 LOT 4;  
 McKenzie 11.50 AC  
 Stipulations: R1-FS-2820-13d;  
 16-2; 18a

**05-04-106**

T. 150 N, R. 104 W, 5<sup>th</sup> PM, ND PD  
 sec 23 NESW;  
 24 LOTS 1,8;  
 25 NENE;  
 McKenzie 120.00 AC  
 Stipulations: R1-FS-2820-13d;  
 14-1,5; 15-1,3; 16-2,5; 18a; 22b

**SOUTH DAKOTA****STATISTICS****05-04-107**

T. 17 N, R. 5 E, BHM, SD PD  
sec 4 LOT 4;  
4 SESW;  
8 S2SE;  
9 E2W2,SWSW;  
Harding 359.98 AC  
Stipulation: TES

**05-04-108**

T. 19 N, R. 5 E, BHM, SD PD  
sec 13 SESE;  
25 NWNW;  
Harding 80.00 AC  
Stipulations: NSO-1, TES

**05-04-109**

T. 20 N, R. 5 E, BHM, SD PD  
sec 22 SWNW,W2SW;  
23 SWNE,N2SW,NWSE;  
24 NWNE,S2SE;  
25 NE;  
Harding 560.00 AC  
Stipulation: TES

**05-04-110**

T. 20 N, R. 6 E, BHM, SD PD  
sec 30 LOTS 1,2,3;  
30 NWNE,E2NW,NESW;  
32 W2NE,NWNW,NWSW;  
Harding 431.34 AC  
Stipulations: NSO-1, TES

Total Parcels: 110

Total Acreage: 79,770.848

No. of Parcels with  
Presale Offers: 23

Parcel Numbers:

05-04-02  
05-04-03  
05-04-04  
05-04-05  
05-04-06  
05-04-07  
05-04-09  
05-04-11  
05-04-12  
05-04-13  
05-04-14  
05-04-15  
05-04-16  
05-04-17  
05-04-18  
05-04-19  
05-04-20  
05-04-21  
05-04-22  
05-04-23  
05-04-24  
05-04-25  
05-04-26

Total Acres with  
Presale Offers: 27,779.77

### FOOTNOTES

- 1/ The exact metes and bounds description will be made a part of any lease issued for these lands.
- 2/ All or part of the lands are non-federal surface (split estate) with title to the mineral estate held by the United States. Due to this status, the mineral estate is administered by the Bureau of Land Management (BLM). Permits and approvals will be issued by the authorized BLM Officer. A notice will be attached at lease issuance. This notice will include legal descriptions and information for filing APDs.
- 3/ These parcels have fractional interests. Rentals are payable on total acres; royalties are payable on fractional interest.

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints.

Prior to surface disturbance on slopes over 30 percent, an engineering/reclamation plan must be approved by the authorized officer. Such plan must demonstrate how the following will be accomplished:

- Site productivity will be restored.
- Surface runoff will be adequately controlled.
- Off-site areas will be protected from accelerated erosion, such as rilling, gullyng, piping, and mass vasting.
- Water quality and quantity will be in conformance with state and federal water quality laws.
- Surface-disturbing activities will not be conducted during extended wet periods.
- Construction will not be allowed when soils are frozen.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-27	T. 27 N, R. 52 E, PMM, MT sec. 33: SENE, N2SE 34: NWNE, NENW, N2SW, NWSE, S2SE 35: E2, N2NW, SESW
05-04-29	T. 27 N, R. 53 E, PMM, MT sec. 7: Lots 6, 7 7: SESW, SENE 8: W2NW
05-04-30	T. 27 N, R. 53 E, PMM, MT sec. 12: SENE, SESW, SE 18: Lots 1, 2, 3, 4 19: Lots 1, 2, 3, 4 19: N2NE, E2NW, NESW
05-04-31	T. 15 N, R. 56 E, PMM, MT sec. 2: Lots 1, 2, 4 2: SENE, SWNW, NWSW, S2SW, NESE 10: N2NE, SW, SWSE 12: SWNW, NWSW
05-04-32	T. 15 N, R. 56 E, PMM, MT sec. 4: Lots 1, 4, S2NW 6: Lots 1-7, incl. 6: S2NE, SENW, E2SW, SE 8: All 18: Lots 1, 2, 3, 4 18: NENW, SESW, S2SE

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<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-33	T. 15 N, R. 56 E, PMM, MT sec. 22: All 28: All
05-04-34	T. 15 N, R. 56 E, PMM, MT sec. 20: N2, SE 30: Lots 1, 2 30: E2, E2NW
05-04-38	T. 22 N, R. 60 E, PMM, MT sec. 32: Lots 1, 2, 3, 4 32: W2
05-04-40	T. 1 S, R. 15 E, PMM, MT sec. 21: NENE, NESW 27: S2SE 34: SENW
05-04-41	T. 2 S, R. 15 E, PMM, MT sec. 3: Lot 1 3: SENW, N2SW, SESW, N2SE, SWSE
05-04-42	T. 2 S, R. 16 E, PMM, MT sec. 7: SENE 8: SWNE 18: NWSE
05-04-43	T. 4 S, R. 16 E, PMM, MT sec. 11: All 12: S2NE, W2, SE 13: N2, SESE 14: N2 24: NE, S2NW, SW, SESE
05-04-44	T. 2 S, R. 17 E, PMM, MT sec. 1: Lot 1, SENE
05-04-45	T. 2 S, R. 17 E, PMM sec. 10: SWSW 28: SWNW
05-04-46	T. 3 S, R. 17 E, PMM, MT sec. 19: Lot 3, NESW, NWSE
05-04-47	T. 3 S, R. 17 E, PMM, MT sec. 29: SESW 32: NENW 33: S2

**PARCEL NO.****LAND DESCRIPTIONS**

05-04-48	T. 4 S, R. 17 E, PMM, MT sec. 3: N2S2 4: Lots 2, 3, 4 4: SWNE, S2NW, N2SW, SESW, W2SE 9: W2E2, W2, SESE 22: NWSW
05-04-49	T. 4 S, R. 17 E, PMM, MT sec. 5: SENE, E2SW, N2SE 6: Lots 3, 4, 5, S2NE, SENW 7: Lots 1, 2, SENE, E2NW, N2SE 8: SENE, NW, SESW, SE
05-04-50	T. 4 S, R. 17 E, PMM, MT sec. 17: NE, E2NW, SWNW, NWSE 18: Lot 4, NESW 19: Lots 1, 4, SESW, SESE
05-04-51	T. 4 S, R. 17 E, PMM, MT sec. 20: SWNW, NWSW 29: W2NW 30: Lot 1, E2NE, NENW 31: N2SE 32: SWNW
05-04-52	T. 5 S, R. 17 E, PMM, MT sec. 4: Lot 2 5: S2NW 25: SENE, NENW
05-04-53	T. 2 S, R. 18 E, PMM, MT sec. 4: SENW 6: Lots 3, 4, 5, SENW 12: S2SE
05-04-54	T. 2 S, R. 18 E, PMM, MT sec. 14: NENE 15: W2W2 17: E2NE 21: N2NW
05-04-56	T. 4 S, R. 18 E, PMM, MT sec. 7: SENE 8: NWNW
05-04-59	T. 2 S, R. 19 E, PMM, MT sec. 7: Lot 6 8: SW

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-60	T. 2 S, R. 19 E, PMM, MT sec. 10: Lots 5-9, Incl. 10: SWNW, SESW 14: Lots 7, 8 15: NESW, NESE
05-04-61	T. 2 S, R. 19 E, PMM, MT sec. 17: W2NW 18: NENE 26: S2NE 27: SWSE 33: SWNE 34: SENE 35: NWNW, S2NW, NWSW
05-04-62	T. 3 S, R. 19 E, PMM, MT sec. 2: S2SE 11: NENE, SESW, SWSE 12: N2NW 13: S2NE, SE 24: E2NE
05-04-63	T. 4 S, R. 19 E, PMM, MT sec. 35: SENE
05-04-64	T. 5 S, R. 19 E, PMM, MT sec. 10: SESW, NWSE 20: NWSE
05-04-65	T. 3 S, R. 20 E, PMM, MT sec. 6: Lots 3, 11
05-04-66	T. 4 S, R. 21, E, PMM, MT sec. 5: Lots 1, 2 23: NENW

For the purpose of:

To maintain soil productivity, provide necessary protection to prevent excessive soil erosion on steep slopes, and to avoid areas subject to slope failure, mass wasting, piping, or having excessive reclamation problems.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)



## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints.

All surface-disturbing activities, semi-permanent and permanent facilities in VRM Class II, areas may require special design, including location, painting, and camouflage, to blend with the natural surroundings and meet the visual quality objectives for the area.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-27	T. 27 N, R. 52 E, PMM, MT sec. 27: E2SE 33: SENE, N2SE 34: NWNE, NENW, N2SW, NWSE, S2SE 35: E2, E2W2, NWNW, SWSW
05-04-29	T. 27 N, R. 53 E, PMM, MT sec. 7: Lots 6, 7 7: NWNE, S2NE, SESW 8: W2NW 17: NWNW
05-04-30	T. 27 N, R. 53 E, PMM, MT sec. 11: SE 12: SENE, SESW, SE 17: W2SW 18: Lots 1, 2, 3, 4 18: SESE 19: Lots 1, 2, 3, 4 19: N2NE, E2NW, NESW
05-04-31	T. 15 N, R. 56 E, PMM, MT sec. 2: Lots 1, 2, 4 2: SENE, SWNW 10: SWNW, SW, SWSE
05-04-32	T. 15 N, R. 56 E, PMM, MT sec. 4: Lot 1, 4, S2NW 6: Lots 1-7, incl. 6: S2NE, SENW, E2SW, SE 8: All 18: Lots 1, 2, 3, 4 18: NENW, SESW, S2SE
05-04-33	T. 15 N, R. 56 E, PMM, MT sec. 22: All 28: All

**PARCEL NO.**

**LAND DESCRIPTIONS**

05-04-34

T. 15 N, R. 56 E, PMM, MT  
sec. 20: N2, SE  
30: Lots 1, 2  
30: E2, E2NW  
32: NE, N2NW, SENW, SWSW

05-04-36

T. 22 N, R. 59 E, PMM, MT  
sec. 10: Lot 8  
18: SESW  
18: SWSE excl. 3.51 ac. In  
RR ROW MTGLS 0693  
30: Lot 7

For the purpose of:

To control the visual impacts of activities and facilities to within acceptable levels.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints.

No disturbance of riparian areas of wetlands, intermittent, ephemeral, or perennial streams and rivers would be allowed except for essential road and utility crossings.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-68	T. 157 N, R. 91 W, 5 <sup>TH</sup> PM sec. 34: Lot 2

For the purpose of:

1. Protection of riparian habitat (NDRMP - p. 20).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes, (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

CSU-3

## LEASE NOTICE

The Surface Management Agency is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures. Guidance for application of this requirement can be found in NTL-MSO-85-01

This notice would be consistent with the present Montana guidance for cultural resource protection related to oil and gas operations (NTL-MSO-85-1).

This Lease Notice applies to all the lands in the following parcels:

**Parcels 05-04-40 thru 05-04-45  
05-04-47 thru 05-04-56  
05-04-58 thru 05-04-67**

Cultural Resources

## LEASE NOTICE

Land Use Authorizations incorporate specific surface land uses allowed on BLM administered lands by authorized officers and those surface uses acquired by BLM on lands administered by other entities. These BLM authorizations include rights-of-way, leases, permits, conservation easements, and Recreation and Public Purpose leases and patents.

The rights acquired, reserved, or withdrawn by BLM for specified purposes include non-oil and gas leases, conservation easements, archeological easements, road easements, fence easements, and administrative site withdrawals. The existence of such land use authorizations shall not preclude the leasing of the oil and gas. The locations of land use authorizations are noted on the oil and gas plats and in LR2000. The plats are a visual source noting location; LR2000 provides location by legal description through the Geographic Cross Reference program.

The specifically authorized acreage for land use should be avoided by oil and gas exploration and development activities. All authorized surface land uses are valid claims to prior existing rights unless the authorization states otherwise.

The right of the Secretary to issue future land use authorizations on an oil and gas lease is reserved by provision of Section 29 of the Mineral Leasing Act, 30 U.S.C.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-43	T. 4 S, R. 16 E, PMM, MT sec. 13: SWNE, S2NW, SESE 14: NESW
05-04-47	T. 3 S, R. 17 E, PMM, MT sec. 27: SWSW
05-04-48	T. 4 S, R. 17 E, PMM, MT sec. 4: SENW
05-04-49	T. 4 S, R. 17 E, PMM, MT sec. 5: NESW, N2SE
05-04-50	T. 4 S, R. 17 E, PMM, MT sec. 18: Lot 4
05-04-55	T. 3 S, R. 18 E, PMM, MT sec. 7: NENE, NESE
05-04-59	T. 2 S, R. 19 E, PMM, MT sec. 8: SENE, SW

Lease Notice-1  
Page 1 of 2

PARCEL NO.

LAND DESCRIPTIONS

05-04-62

T. 3 S, R. 19 E, PMM, MT  
sec. 22: Lot 3, NENW  
23: SWNE, NESW  
28: Lot 3

05-04-65

T. 3 S, R. 20 E, PMM, MT  
sec. 6: Lots 11, 12

## **LEASE NOTICE**

This parcel contains the bed of the Milk River and associated riparian areas. The following surface use or occupancy exclusion provision of the "Standard" stipulation applies to all of the lands in the lease parcel to mitigate impacts to semi-permanent and permanent wetlands.

500 feet, or when necessary, within the 225-year flood plain from reservoirs, lakes, and ponds and intermittent, ephemeral or small perennial streams:

1,000 feet, or when necessary, within the 100-year flood plain from larger perennial streams, rivers and domestic water supplies.

**05-04-01**

Lease Notice-2

## **LEASE NOTICE**

Tribal consultation would be required before any development because of possible concerns in the North Killdeer Mountain.

**05-04-69**

Lease Notice-3



## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy and use is prohibited within riparian areas, 100-year flood plains of major rivers, and on water bodies and streams.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-27	T. 27 N, R. 52 E, PMM, MT sec. 27: E2SE
05-04-29	T. 27 N, R. 53 E, PMM, MT sec. 7: Lots 6, 7 7: W2NE
05-04-30	T. 27 N, R. 53 E, PMM, MT sec. 18: Lot 1
05-04-31	T. 15 N, R. 56 E, PMM, MT sec. 12: E2NE, S2S2
05-04-32	T. 15 N, R. 56 E, PMM, MT sec. 4: Lot 1 6: Lot 1 6: S2NE, SE
05-04-33	T. 15 N, R. 56 E, PMM, MT sec. 14: E2E2, NWNE, NWNW, NWSW, NWSE
05-04-35	T. 25 N, R. 56 E, PMM sec. 34: SWNE, SENW
05-04-36	T. 22 N, R. 59 E, PMM, MT sec. 10: Lot 8 18: SESW 18: SWSE excl. 3.51 ac. In RR ROW MTGLS 0693 30: Lot 7
05-04-37	T. 5 N, R. 60 E, PMM, MT sec. 27: W2SE 33: E2NE
05-04-40	T. 1 S, R. 15 E, PMM, MT sec. 22: SENW 27: SWSE 35: SENE, NESE

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Page 1 of 2

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-48	T. 4 S, R. 17 E, PMM, MT sec. 4: SWNE, S2NW, N2SW, SESW
05-04-58	T. 2 S, R. 19 E, PMM sec. 4: Lot 2 5: Riverbed riparian to lots 9, 10, 11, described by M&B
05-04-60	T. 2 S, R. 19 E, PMM, MT sec. 10: Lots 5-9, Incl. 10: Riverbed riparian to lots 5-9 Incl. described by M&B 14: Lots 7,8
05-04-62	T. 3 S, R. 19 E, PMM, MT sec. 22: Lots 2,3 23: NENW
05-04-65	T. 3 S, R. 20 E, PMM, MT sec. 6: Lot 12
05-04-67	T. 4 S, R. 21 E, PMM, MT sec. 25: NWSW 35: NENE
05-04-108	T. 19 N, R. 5 E, BHM, SD sec. 25: NWNW
05-04-110	T. 20 N, R. 6 E, BHM, SD sec. 30: Lots 1,2 30: NWNE, E2NW, NESW 32: NWNE

For the purpose of:

To protect the unique biological and hydrological features associated with riparian areas, 100-year flood plains of major rivers, and water bodies and streams.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-1  
Page 2 of 2

## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy and use is prohibited within sites or areas designated for conservation use, public use, or sociocultural use.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-30	T. 27 N, R. 53 E, PMM, MT sec. 18: Lots 1,2,3,4

For the purpose of:

To protect those cultural properties identified for conservation use, public use, and sociocultural use. (see definitions for use categories within BLM Manual 3111).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-2

## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy and use is prohibited within 1/4 mile of grouse leks.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-32	T. 15 N, R. 56 E, PMM sec. 18: SESW, S2SE

For the purpose of:

To protect the sharptail and sage grouse lek sites necessary for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-3

## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy or use is subject to the following special operating constraints.

Surface use is prohibited within Makoshika State Park and the surrounding area of management concern except on designated sites identified in the 1989 Memorandum of Understanding between BLM, Montana Department of Fish, Wildlife and Parks, and Dawson County.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-32	T. 15 N, R. 56 E, PMM sec. 6: Lots 1-7, incl. 6: S2NE, SENW, E2SW, SE 8: All 18: Lots 1, 2, 3, 4 18: NENW, SESW, S2SE
05-04-33	T. 15 N, R. 56 E, PMM, MT sec. 28: All
05-04-34	T. 15 N, R. 56 E, PMM, MT sec. 20: N2, SE 30: Lots 1, 2 30: E2, E2NW 32: NE, N2NW, SENW, SWSW

For the purpose of:

To maintain the recreational, visual, sensitive soil, paleontological, and cultural values within the area.

This stipulation can be waived, excepted, or modified only through changes to the 1999 Memorandum of Understanding. A land-use plan amendment can also be required. (See DR for EA# MT-024-98-79, dated August 3, 1999, which amended the Big Dry RMP.)

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-4

## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy and use is prohibited within developed recreation areas and undeveloped recreation areas receiving concentrated public use.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-43	T. 4 S, R. 16 E, PMM, MT sec. 13: SENE, S2NW, SESE 14: N2NW, SENW, NESW
05-04-50	T. 4 S, R. 17 E, PMM, MT sec. 18: Lot 4

For the purpose of:

To protect developed recreation areas and undeveloped recreation areas receiving concentrated public use.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-5

## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy and use is prohibited within 1 mile of identified peregrine falcon nesting sites.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-43	T. 4 S, R. 16 E, PMM, MT sec. 13: SESE 24: NENE
05-04-50	T. 4 S, R. 17 E, PMM, MT sec. 18: Lot 4, E2SW 19: Lot 1

For the purpose of:

To protect the habitat of the peregrine falcon, an endangered species under the Endangered Species Act (ESA).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-6

## NO SURFACE OCCUPANCY STIPULATION

Surface occupancy and use is prohibited within 1/2 mile of known bald eagle nest sites which have been active within the past 7 years and within bald eagle nesting habitat in riparian areas.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-60	T. 2 S, R. 19 E, PMM, MT sec. 10: Lots 8, 9 14: Lots 7, 8 15: N2SE

For the purpose of:

To protect bald eagle nesting sites and/or nesting habitat in accordance with the Endangered Species Act (ESA) and the Montana Bald Eagle Management Plan.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-7



## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy (NSO) or use would be allowed within 200 feet of wetlands, lakes, and ponds on the lands described below (legal subdivision or other description).

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-68	T. 157 N, R. 91 W, 5 <sup>TH</sup> PM ND sec. 34: Lot 2

For the purpose of:

Protection of wetlands (NDRMP - p.20)

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

NSO-8

UNITED STATES DEPARTMENT OF THE INTERIOR  
Bureau of Land Management  
P. O. Box 36800  
Billings, Montana 59107

**OIL AND GAS LEASE STIPULATIONS**

**ESTHETICS**--To maintain esthetic values, all surface-disturbing activities, semipermanent and permanent facilities may require special design including location, painting and camouflage to blend with the natural surroundings and meet the intent of the visual quality objectives of the Federal Surface Managing Agency (SMA).

**EROSION CONTROL**--Surface-disturbing activities may be prohibited during muddy and/or wet soil periods.

**CONTROLLED OR LIMITED SURFACE USE STIPULATION** --This stipulation may be modified, consistent with land use documents, when specifically approved in writing by the Bureau of Land Management (BLM) with concurrence of the SMA. Distances and/or time periods may be made less restrictive depending on the actual onground conditions. The prospective lessee should contact the SMA for more specific locations and information regarding the restrictive nature of this stipulation.

The lessee/operator is given notice that the lands within this lease may include special areas and that such areas may contain special values, may be needed for special purposes, or may require special attention to prevent damage to surface and/or other resources. Possible special areas are identified below. Any surface use or occupancy within such special areas will be strictly controlled, or **if absolutely necessary**, excluded. Use or occupancy will be restricted only when the BLM and/or the SMA demonstrates the restriction necessary for the protection of such special areas and existing or planned uses. Appropriate modifications to imposed restrictions will be made for the maintenance and operations of producing oil and gas wells.

After the SMA has been advised of specific proposed surface use or occupancy on the leased lands, and on request of the lessee/operator, the Agency will furnish further data on any special areas which may include:

100 feet from the edge of the rights-of-way from highways, designated county roads and appropriate federally-owned or controlled roads and recreation trails.

500 feet, or when necessary, within the 25-year flood plain from reservoirs, lakes, and ponds and intermittent, ephemeral or small perennial streams: 1,000 feet, or when necessary, within the 100-year flood plain from larger perennial streams, rivers, and domestic water supplies.

500 feet from grouse strutting grounds. Special care to avoid nesting areas associated with strutting grounds will be necessary during the period from March 1, to June 30. One-fourth mile from identified essential habitat of state and federal sensitive species. Crucial wildlife winter ranges during the period from December 1 to May 15, and in elk calving areas during the period from May 1 to June 30.

300 feet from occupied buildings, developed recreational areas, undeveloped recreational areas receiving concentrated public use and sites eligible for or designated as National Register sites.

Seasonal road closures, roads for special uses, specified roads during heavy traffic periods and on areas having restrictive off-road vehicle designations.

On slopes over 30 percent or 20 percent on extremely erodable or slumping soils.

05-04-01 thru 05-04-26  
05-04-38  
05-04-68 thru 05-04-69

Standard(May 2001)

See Notice on Back

## NOTICE

**APPLICATIONS FOR PERMIT TO DRILL (APDs)**--The appropriate BLM field offices are responsible for the receipt, processing, and approval of APDs. The APDs are to be submitted by oil and gas operators pursuant to the requirements found in Onshore Oil and Gas Order No. 1 -- Approval of Operations on Onshore Federal and Indian Oil and Gas Leases (Circular No. 2538). Additional requirements for the conduct of oil and gas operations can be found in the Code of Federal Regulations Title 43, Part 3160. Copies of Onshore Oil and Gas Order No. 1, and pertinent regulations, can be obtained from the BLM field offices in which the operations are proposed. Early coordination with these offices on proposals is encouraged.

**CULTURAL AND PALEONTOLOGICAL RESOURCES**--The SMA is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the SMA, shall:

1. Contact the appropriate SMA to determine if a site-specific cultural resource inventory is required. If an inventory is required, then:
2. Engage the services of a cultural resource specialist acceptable to the SMA to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the SMA for review and approval no later than that time when an otherwise complete application for approval of drilling or subsequent surface-disturbing operation is submitted.
3. Implement mitigation measures required by the SMA. Mitigation may include the relocation of proposed lease-related activities or other protective measures such as testing salvage and recordation. Where impacts to cultural resources cannot be mitigated to the satisfaction of the SMA, surface occupancy on that area must be prohibited.

The operator shall immediately bring to the attention of the SMA any cultural or paleontological resources discovered as a result of approved operations under this lease, and not disturb such discoveries until directed to proceed by the SMA.

**ENDANGERED OR THREATENED SPECIES**--The SMA is responsible for assuring that the leased land is examined prior to undertaking any surface-disturbing activities to determine effects upon any plant or animal species, listed or proposed for listing as endangered or threatened, or their habitats. The findings of this examination may result in some restrictions to the operator's plans or even disallow use and occupancy that would be in violation of the Endangered Species Act of 1973 by detrimentally affecting endangered or threatened species or their habitats.

The lessee/operator may, unless notified by the authorized officer of the SMA that the examination is not necessary, conduct the examination on the leased lands at his discretion and cost. This examination must be done by or under the supervision of a qualified resources specialist approved by the SMA. An acceptable report must be provided to the SMA identifying the anticipated effects of a proposed action on endangered or threatened species or their habitats.

## ENDANGERED SPECIES ACT SECTION 7 CONSULTATION STIPULATION

The lease area may now or hereafter contain plants, animals, or their habitats determined to be threatened, endangered, or other special status species. BLM may recommend modifications to exploration and development proposals to further its conservation and management objective to avoid BLM-approved activity that will contribute to a need to list such a species or their habitat. BLM may require modifications to or disapprove proposed activity that is likely to result in jeopardy to the continued existence of a proposed or listed threatened or endangered species or result in the destruction or adverse modification of a designated or proposed critical habitat. BLM will not approve any ground-disturbing activity that may affect any such species or critical habitat until it completes its obligations under applicable requirements of the Endangered Species Act as amended, 16 U.S.C. § 1531 et seq., including completion of any required procedure for conference or consultation.

Parcels 05-04-01 thru 05-04-70  
05-04-72  
05-04-73  
05-04-77  
05-04-83 thru 05-04-86  
05-04-88  
05-04-107 thru 05-04-110

TES (BLM)

## TIMING LIMITATION STIPULATION

Surface use is prohibited from December 1 to March 31 within crucial winter range for wildlife. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-27	T 27 N, R. 52 E, PMM, MT sec. 33: SENE, N2SE 34: NWNE, NENW, N2SW, NWSE, S2SE 35: E2, E2W2, NWNW, SWSW
05-04-28	T. 26 N, R. 53 E, PMM, MT sec. 5: Lots 3, 4 5: SWNW, NWSW, W2SE 6: Lots 1-7, incl. 6: SENW, E2SW
05-04-29	T. 27 N, R. 53 E, PMM, MT sec. 7: Lots 6, 7 7: NWNE, S2NE, SESW 8: W2NW 17: NWNW
05-04-30	T. 27 N, R. 53 E, PMM, MT sec. 11: SE 12: SENE, SESW, SE 14: NE 17: NWSW, S2SW 18: Lots 1, 2, 3, 4 18: SESE 19: Lots 1, 2, 3, 4 19: N2NE, E2NW, NESW 20: NWNW 29: S2SW 30: Lots 3, 4, E2SW 32: W2W2
05-04-31	T. 15 N, R. 56 E, PMM, MT sec. 2: Lots 1, 2, 4 2: SENE, SWNW, NWSW, S2SW, NESE 10: N2NE, SWNW, SW, SWSE 12: E2NE, SWNW, NWSW, S2S2
04-04-32	T. 15 N, R. 56 E, PMM, MT sec. 4: Lots 1, 4, S2NW 6: Lots 1-7, incl. 6: S2NE, SENW, E2SW, SE 8: All 18: Lots 1, 2, 3, 4 18: NENW, SESW, S2SE

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-33	T. 15 N, R. 56 E, PMM, MT sec. 14: E2E2,NWNE,NWNW,NWSW,NWSE 22: All 28: All
05-04-34	T. 15 N, R. 56 E, PMM, MT sec. 20: N2,SE 30: Lots 1, 2 30: E2,E2NW 32: NE,N2NW,SEnw,SWSW
05-04-38	T. 22 N, R. 60 E, PMM, MT sec. 32: Lots 1,2,3,4, W2
05-04-40	T. 1 S, R. 15 E, PMM, MT sec. 21: NE, NESW,SWSW 22: NW 23: NENW 27: SWSE 34: SENW
05-04-41	T. 2 S, R. 15 E, PMM, MT sec. 3: NWSW
05-04-42	T. 2 S, R. 16 E, PMM, MT sec. 8: SENE 17: N2SW 18: NWSE
05-04-43	T. 4 S, R. 16 E, PMM, MT sec. 11: All 12: S2NE,W2, SE 13: N2,SESE 14: N2,NESW,NWSE 24: NE,S2NW,SW
05-04-45	T. 2 S, R. 17 E, PMM, MT sec. 10: SWSW 11: NWNE,NWNW 28: SWNW 30: Lot 2
05-04-46	T. 3 S, R. 17 E, PMM, MT sec. 19: Lots 2,3,4 19: SWNE,SEnw,E2SW,W2SE 30: Lot 1, NENW
05-04-47	T. 3 S, R. 17 E, PMM, MT sec. 27: SWSW 29: SESW 31: S2NE,SEnw 32: E2,NENW 33: W2,SE 34: W2SW

**PARCEL NO.****LAND DESCRIPTIONS**

05-04-48	T. 4 S, R. 17 E, PMM, MT sec. 3: N2S2 4: Lots 1,2,3,4 4: SWNE,S2NW,SW,W2SE 9: W2NE,W2,SESE 15: N2NW 22: NWSW
05-04-49	T. 4 S, R. 17 E, PMM, MT sec. 5: Lots 1,2, 5: S2N2,E2SW,N2SE,SESE 6: Lots 1-5 Incl., S2NE,SENE 7: Lots 1,2,3, SENE,E2NW,SE 8: SENE,NW,SESW,SE
05-04-50	T. 4 S, R. 17 E, PMM, MT sec. 17: NE,NENW,SWNW,N2SE,SESE 18: Lot 4, E2SW 19: Lot 1, SESW,SESE
05-04-51	T. 4 S, R. 17 E, PMM, MT sec. 20: SWNW,NWSW 29: W2NW 30: Lot 1, E2NE 31: SENW,NESW,N2SE 32: SWNW 35: SESW
05-04-52	T. 5 S, R. 17 E, PMM, MT sec. 4: Lot 2 5: S2NW 25: NENE,S2NE,N2NW 26: W2SW
05-04-53	T. 2 S, R. 18 E, PMM, MT sec. 12: S2SE
05-04-54	T. 2 S, R. 18 E, PMM, MT sec. 13: NESW 14: NENE,SWNW,NWSW 15: NESE
05-04-55	T. 3 S, R. 18 E, PMM, MT sec. 11: SWSE
05-04-56	T. 4 S, R. 18 E, PMM, MT sec. 7: SENE 8: NWNW 11: SWSE 21: N2NW 22: SWNW 26: NWSW 27: NESE

**PARCEL NO.****LAND DESCRIPTIONS**

05-04-57	T. 5 S, R. 18 E, PMM, MT sec. 7: SESW 25: SWSE 29: NWSE
05-04-58	T. 2 S, R. 19 E, PMM sec. 4: Lot 2 5: Lots 9,10,11
05-04-59	T. 2 S, R. 19 E, PMM, MT sec. 6: Lot 12 6: Riverbed riparian to lot 12 described by M&B 7: Lots 3,4,6, SENW 8: SENE,SW
05-04-60	T. 2 S, R. 19 E, PMM, MT sec. 9: E2NE 10: Lots 5-9, Incl. 10: SWNW,SESW 14: Lots 7, 8 15: NESW,N2SE
05-04-61	T. 2 S, R. 19 E, PMM, MT sec. 17: NWNW,S2NW 18: E2NE,NESE 23: Lot 5, SESE 24: Lots 4,5 25: NWNW 26: S2NE,SENW,NESE 27: NENE,SWSE 32: SENE 33: NWNE,S2N2 34: N2NE,SENE,NESE 35: SWNE,NW,NWSW
05-04-62	T. 3 S, R. 19 E, PMM, MT sec. 2: S2SE 11: NENE,S2SW,SWSE 12: N2NW 13: S2NE,SE 14: NENW 15: NESW 22: Lots 2,3, NENW 23: SWNE,NESW,NWSE 24: N2NE,SENE

Timing-1  
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<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-63	T. 4 S, R. 19 E, PMM, MT sec. 35: SENE
05-04-64	T. 5 S, R. 19 E, PMM, MT sec. 5: SESE 10: SESW,NWSE 11: S2NE 19: SWSE 20: NWSE 23: SENE
05-04-65	T. 3 S, R. 20 E, PMM, MT sec. 6: Lots 3,11,12
05-04-66	T. 4 S, R. 21 E, PMM, MT sec. 3: SWNE 5: Lots 1,2 14: NESW 23: NENW 28: NWNE
05-04-67	T. 4 S, R. 21 E, PMM, MT sec. 11: SWSW 14: SWNE,NW 25: NWSW 26: E2SE 35: NENE

For the purpose of (reasons):

To protect crucial white-tailed deer, mule deer, elk, antelope, moose, bighorn sheep, and sage grouse winter range from disturbance during the winter use season, and to facilitate long-term maintenance of wildlife populations.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

Timing-1  
Page 5 of 5

## TIMING LIMITATION STIPULATION

Surface use is prohibited from March 1 to June 15 in grouse nesting habitat within 2 miles of a lek. This stipulation does not apply to the operation and maintenance of production facilities.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-32	T. 15 N, R. 56 E, PMM, MT sec. 6: E2SW, SE 8: All 18: Lots 1, 2, 3, 4 18: NENW, SESW
05-04-33	T. 15 N, R. 56 E, PMM, MT sec. 28: NW
05-04-34	T. 15 N, R. 56 E, PMM, MT sec. 20: N2, SE 30: Lots 1, 2 30: E2, E2NW
05-04-40	T. 1 S, R. 15 E, PMM, MT sec. 34: SENW
05-04-41	T. 2 S, R. 15 E, PMM, MT sec. 3: SWNE, SENW, N2SW, W2SE
05-04-45	T. 2 S, R. 17 E, PMM, MT sec. 10: SWSW 11: NWNE, NWNW 14: SWNW, NWSW 24: SWSW 28: SWNW
05-04-53	T. 2 S, R. 18 E, PMM, MT sec. 6: Lots 3, 4, 5, SENW

For the purpose of (reasons):

To protect sharp-tail and sage grouse nesting habitat from disturbance during spring and early summer in order to maximize annual production of young and to protect nesting activities adjacent to nesting sites for the long-term maintenance of grouse populations in the area.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

TIMING-2

## **TIMING LIMITATION STIPULATION**

Surface occupancy or use would be subject to the following special operating constraint: No seismic exploration would be allowed within 500 feet of waterfowl nesting habitat during the following time period(s): between March 1 and July 1. This stipulation does not apply to operation and maintenance of production facilities.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-68	T. 157 N, R. 91 W, 5 <sup>TH</sup> PM, ND sec. 34: Lot 2

For the purpose of (reasons):

Protection of nesting waterfowl (NDRMP- p.20).

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

Timing-3

LEASE STIPULATIONS  
BUREAU OF RECLAMATION

The lessee agrees to maintain, if required by the lessor during the period of this lease, including any extension thereof, an additional bond with qualified sureties in such sum as the lessor, if it considers that the bond required under Section 2(a) is insufficient, may at any time require:

(a) to pay for damages sustained by any reclamation homestead entryman to his crops or improvements caused by drilling or other operations of the lessee, such damages to include the reimbursement of the entryman by the lessee, when he uses or occupies the land of any homestead entryman, for all construction and operation and maintenance charges becoming due during such use or occupation upon any portion of the land so used and occupied;

(b) to pay any damage caused to any reclamation project or water supply thereof by the lessee's failure to comply fully with the requirements of this lease; and

(c) to recompense any nonmineral applicant, entryman, purchaser under the Act of May 16, 1930 (46 Stat. 367), or patentee for all damages to crops or to tangible improvements caused by drilling or other prospecting operation, where any of the lands covered by this lease are embraced in any nonmineral application, entry, or patent under rights initiated prior to the date of this lease, with a reservation of the oil deposits, to the United States pursuant to the Act of July 17, 1914 (38 Stat. 509).

As to any lands covered by this lease within the area of any Government reclamation project, or in proximity thereto, the lessee shall take such precautions as required by the irrigation under such project or to the water supply thereof; *provided* that drilling is prohibited on any constructed works or right-of-way of the Bureau of Reclamation, and *provided, further*, that there is reserved to the lessor, its successors and assigns, the superior and prior right at all times to construct, operate, and maintain dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, electric transmission lines, roadways, appurtenant irrigation structures, and reclamation works, in which construction, operation, and maintenance, the lessor, its successors and assigns, shall have the right to use any or all of the lands herein described without making compensation therefor, and shall not be responsible for any damage from the presence of water thereon or on account of ordinary, extraordinary, unexpected, or unprecedented floods. That nothing shall be done under this lease to increase the cost of, or interfere in any manner with, the construction, operation, and maintenance of such works. It is agreed by the lessee that, if the construction of any or all of said dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone or telegraph lines, electric transmission lines, roadways, appurtenant irrigation structures or reclamation works across, over, or upon said lands should be made more expensive by reason of the existence of the improvements and workings of the lessee thereon, said additional expense is to be estimated by the Secretary of the Interior, whose estimate is to be final and

binding upon the parties hereto, and that within thirty (30) days

after demand is made upon the lessee for payment of any such sums, the lessee will make payment thereof to the United States, or its successors, constructing such dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, electric transmission lines, roadways, appurtenant irrigation structures, or reclamation works, across, over, or upon said lands; *provided, however*, that subject to advance written approval by the United States, the location and course of any improvements or works and appurtenances may be changed by the lessee; *provided, further*, that the reservations, agreements, and conditions contained in the within lease shall be and remain applicable notwithstanding any change in the location or course of said improvements or works of lessee. The lessee further agrees that the United States, its officers, agents, and employees, and its successors and assigns shall not be held liable for any damage to the improvements or workings of the lessee resulting from the construction, operation, and maintenance of any of the works hereinabove enumerated. Nothing in this paragraph shall be construed as in any manner limiting other reservations in favor of the United States contained in this lease.

THE LESSEE FURTHER AGREES That there is reserved to the lessor, its successors and assigns, the prior right to use any of the lands herein leased, to construct, operate, and maintain dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, electric transmission lines, roadways, or appurtenant irrigation structures, and also the right to remove construction materials therefrom, without any payment made by the lessor or its successors for such right, with the agreement on the part of the lessee that if the construction of any or all of such dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, electric transmission lines, roadways, or appurtenant irrigation structures across, over, or upon said lands or the removal of construction materials therefrom, should be made more expensive by reason of the existence of improvements or workings of the lessee thereon, such additional expense is to be estimated by the Secretary of the Interior, whose estimate is to be final and binding upon the parties hereto, and that within thirty (30) days after demand is made upon the lessee for payment of any such sums, the lessee will make payment thereof to the United States or its successors constructing such dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, electric transmission lines, roadways, or appurtenant irrigation structures across, over, or upon said lands or removing construction materials therefrom. The lessee further agrees that the lessor, its officers, agents, and employees and its successors and assigns shall not be held liable for any damage to the improvements or workings of the lessee resulting from the construction, operation, and maintenance of any of the works herein above enumerated. Nothing contained in this paragraph shall be construed as in any manner limiting other reservations in favor of the lessor contained in this lease

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(continued on reverse)

To insure against the contamination of the waters of the \_\_\_\_\_ Reservoir,  
\_\_\_\_\_, the lessee agrees that  
the following further conditions shall apply to all drilling and operations on lands covered by this  
lease, which lie within the flowage or drainage area of the \_\_\_\_\_ Reservoir, as such area  
is defined by the Bureau of Reclamation:

1. The drilling sites for any and all wells shall be approved by the  
Superintendent, Bureau of Reclamation, \_\_\_\_\_ Project,  
before  
drilling begins. Sites for the construction of pipe-line rights-of-way or other authorized facilities shall  
also be approved by the Superintendent before construction begins.

2. All drilling or operation methods or equipment shall, before their  
imployment, be inspected and approved by the Superintendent of the  
Project, \_\_\_\_\_, and by the supervisor of the U.S. Geological Survey having  
jurisdiction over the area.

SPECIAL STIPULATION - BUREAU OF RECLAMATION

To avoid interference with recreation development and/or impacts to fish and wildlife habitat and to assist in preventing damage to any Bureau of Reclamation dams, reservoirs, canals, ditches, laterals, tunnels, and related facilities, and contamination of the water supply therein, the lessee agrees that the following conditions shall apply to all exploration and developmental activities and other operation of the works thereafter on lands covered by this lease:

1. Prior to commencement of any surface-disturbing work including drilling, access road work, and well location construction, a surface use and operations plan will be filed with the appropriate officials. A copy of this plan will be furnished to the Regional Director, Great Plains Region, Bureau of Reclamation, P.O. Box 36900, Billings, MT 59107-6900, for review and consent prior to approval of the plan. Such approval will be conditioned on reasonable requirements needed to prevent soil erosion, water pollution, and unnecessary damages to the surface vegetation and other resources, including cultural resources, of the United States, its lessees, permittees, or licensees, and to provide for the restoration of the land surface and vegetation. The plan shall contain provisions as the Bureau of Reclamation may deem necessary to maintain proper management of the water, recreation, lands structures, and resources, including cultural resources, within the prospecting, drilling, or construction area.

Drilling sites for all wells and associated investigations such as seismograph work shall be included in the above-mentioned surface use and operation plan.

If later explorations require departure from or additions to the approved plan, these revisions or amendments, together with a justification statement for proposed revisions, will be submitted for approval to the Regional Director, Great Plains Region, Bureau of Reclamation, or his authorized representative.

Any operations conducted in advance of approval of an original, revised, or amended prospecting plan, or which are not in accordance with an approved plan constitute a violation of the terms of this lease. The Bureau of Reclamation reserves the right to close down operations until such corrective action, as is deemed necessary, is taken by the lessee.

2. No occupancy of the surface of the following excluded areas is authorized by this lease. It is understood and agreed that the use of these areas for Bureau of Reclamation purposes is superior to any other use. The following restrictions apply only to mineral tracts located within the boundary of a Bureau of Reclamation project where the United States owns 100 percent of the fee mineral interest.

- a. Within 500 feet on either side of the centerline of any and all roads or highways within the leased area.
- b. Within 200 feet on either side of the centerline of any and all trails within the leased area.
- c. Within 500 feet of the normal high-water line of any and all live streams in the leased area.
- d. Within 400 feet of any and all recreation developments within the leased area.
- e. Within 400 feet of any improvements either owned, permitted, leased, or otherwise authorized by the Bureau of Reclamation within the leased area.
- f. Within 200 feet of established crop fields, food plots, and tree/shrub plantings within the leased area.
- g. Within 200 feet of slopes steeper than a 2:1 gradient within the leased area.
- h. Within established rights-of-way of canals, laterals, and drainage ditches within the leased area.
- i. Within a minimum of 500 feet horizontal from the centerline of the facility or 50 feet from the outside toe of the canal, lateral, or drain embankment, whichever distance is greater, for irrigation facilities without clearly marked rights-of-way within the leased area.
- j. Providing that appropriate environmental compliance measures can be ensured, and providing further that Reclamation project works and other public interests can be protected, Reclamation may consider, on a case-by-case basis, waiving the requirement specified in Section 2 hereof. **HOWEVER, LESSEES ARE ADVISED THAT OBTAINING SUCH A WAIVER CAN BE A DIFFICULT, TIME CONSUMING, AND COSTLY PROCESS WITH NO GUARANTEE THAT RECLAMATION WILL GRANT THE REQUESTED WAIVER.**

05-04-01  
05-04-36

3. No occupancy of the surface or surface drilling will be allowed in the following areas. In addition, no directional drilling will be allowed that would intersect the subsurface zones delineated by a vertical plane in these areas. The following restrictions apply only to mineral tracts located within the boundary of a Bureau of Reclamation project, where the United States owns 100 percent of the fee mineral interest in said tract, or tracts.

a. Within 1,000 feet of the maximum water surface, as defined in the Standard Operating Procedures (SOP), of any reservoirs and related facilities located within the leased area.

b. Within 2,000 feet of dam embankments and appurtenance structures such as spillway structures, outlet works, etc.

c. Within one-half (1/2) mile horizontal from the centerline of any tunnel within the leased area.

d. Providing that appropriate environmental compliance measures can be ensured, and providing further that Reclamation project works and other public interests can be protected. Reclamation may consider, on a case-by-case basis, waiving the requirements specifies in Section 3 hereof. **HOWEVER, LESSEES ARE ADVISED THAT OBTAINING SUCH A WAIVER CAN BE A DIFFICULT, TIME CONSUMING, AND COSTLY PROCESS WITH NO GUARANTEE THAT RECLAMATION WILL GRANT THE REQUESTED WAIVER.**

4. The distances stated in items 2 and 3 above are intended to be general indicators only. The Bureau of Reclamation reserves the right to revise these distances as needed to protect Bureau of Reclamation facilities.

5. The use of explosives in any manner shall be so controlled that the works and facilities of the United States, its successors and assigns, will in no way be endangered or damaged. In this connection, an explosives use plan shall be submitted to and approved by the Regional Director, Great Plains Region, Bureau of Reclamation, or his/her authorized representative.

6. The lessee shall be liable for all damage to the property of the United States, its successors or assigns, resulting from the exploration, development, or operation of the works contemplated by this lease, and shall further hold the United States, its successors or assigns, and its officers, agents, and employees, harmless from all claims of third parties for injury or damage sustained or in any way resulting from the exercise of the rights and privileges conferred by the lease.

7. The lessee shall be liable for all damages to crops or improvements of any entryman, nonmineral applicant, or patentee, their successors or assigns, caused by or resulting from the drilling or other operations of the lessee, including reimbursement of any entryman or patentee, their successors or assigns, for all construction, operation, and maintenance charges becoming due on any portion of their said lands damaged as a result of the drilling or other operation of the lessee.

8. In addition to any other bond required under the provisions of this lease, the lessee shall provide such bond as the United States may at any time require for damages which may arise under the liability provisions of Section six (6) and seven (7) above.

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

**POWERSITE STIPULATION**

The lessee or permittee hereby agrees:

(a) If any of the land covered by this lease or permit was, on the date the lease or permit application or offer was filed, within a powersite classification, powersite reserve, waterpower designation, or project on which an application for a license or preliminary permit is pending before the Federal Energy Regulatory Commission or on which an effective license or preliminary permit had been issued by the Federal Energy Regulatory Commission under the Federal Power Act, or on which an authorized power project (other than one owned or operated by the Federal Government) had been constructed, the United States, its permittees or licensees shall have the prior right to use such land for purposes of power development so applied for, licensed, permitted, or authorized and no compensation shall accrue to the mineral lessee or permittee for loss of prospective profits or for damages to improvements or workings, or for any additional expense caused the mineral lessee as a result of the taking of said land for power development purposes. It is agreed, however, that where the mineral lessee or permittee can make adjustments of his improvements to avoid undue interference with power development, he will be

permitted to do so at his own expense. Furthermore, occupancy and use of the land by the mineral lessee or permittee shall be subject to such reasonable conditions with respect to the use of the land as may be prescribed by the Federal Energy Regulatory Commission for the protection of any improvements and workings constructed thereon for power development.

(b) If any of the land covered by this lease or permit is on the date of the lease or permit within a powersite classification, powersite reserve, or waterpower designation which is not governed by the preceding paragraph, the lease or permit is subject to the express condition that operations under it shall be so conducted as not to interfere with the administration and use of the land for powersite purposes to a greater extent than may be determined by the Secretary of the Interior to be necessary for the most beneficial use of the land. In any case, it is agreed that where the mineral lessee or permittee can make adjustments to avoid undue interference with power development, he will be permitted to do so at his own expense.

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05-04-48  
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05-04-62  
05-04-65



**NOTICE FOR LANDS OF THE NATIONAL FOREST SYSTEM  
UNDER JURISDICTION OF  
DEPARTMENT OF AGRICULTURE**

The permittee/lessee must comply with all the rules and regulations of the Secretary of Agriculture set forth at Title 36, Chapter II, of the Code of Federal Regulations governing the use and management of the National Forest System (NFS) when not inconsistent with the rights granted by the Secretary of Interior in the permit. The Secretary of Agriculture's rules and regulations must be complied with for (1) all use and occupancy of the NFS prior to approval of an exploration plan by the Secretary of the Interior, (2) uses of all existing improvements, such as forest development roads, within and outside the area permitted by the Secretary of the Interior, and (3) use and occupancy of the NFS not authorized by an exploration plan approved by the Secretary of the Interior.

All matters related to this stipulation are to be addressed to:

District Ranger, McKenzie Ranger District  
Dakota Prairie Grasslands  
1901 South Main Street  
Watford City, ND 58854

who is the authorized representative of the Secretary of Agriculture.

**CULTURAL RESOURCES** - The FS is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures, in accordance with the Archaeological Resources Protection Act of 1979, the National Historic Preservation Act of 1966 (as amended), and the American Indian Religious Freedom Act of 1996. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the FS, shall:

1. Contact the FS to determine if a site specific cultural resource inventory is required. If a survey is required, then:
2. Engage the services of a cultural resource specialist acceptable to the FS to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the FS for review and approval at the time a surface disturbing plan of operation is submitted.
3. Implement mitigation measures required by the FS and BLM to preserve or avoid destruction of cultural resource values. Mitigation may include relocation of proposed facilities, testing, salvage, and recordation or other protective measures. All costs of the inventory and mitigation will be borne by the lessee or operator, and all data and materials salvaged will remain under the jurisdiction of the U.S. Government as appropriate.

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05-04-78 thru 05-04-82

05-04-84 thru 05-04-85

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05-04-89 thru 05-04-91

05-04-99 thru 05-04-106

The lessee or operator shall immediately bring to the attention of the FS and BLM any cultural or resources or any other objects of scientific interest discovered as a result of surface operations under this lease, and shall leave such discoveries intact until directed to proceed by FS and BLM.

**Vertebrate Paleontology Notice** - The FS is responsible for assuring that the leased lands are examined to determine if paleontological resources are present and to specify mitigation measures, in accordance with Organic Act, and the National Forest Management Act of 1976

Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the Forest Service, shall:

1. Contact the Forest Service to determine if a site-specific vertebrate paleontologic inventory is required. The Forest Service will conduct inventories and surveys as part of the field review for the proposed activity on the lease. The operator may voluntarily engage the services of a qualified paleontologist to conduct the inventory.
2. Implement mitigation measures required by the Forest Service and Bureau of land management to preserve or avoid destruction of vertebrate paleontologic resources. Mitigation may include relocation of proposed facilities or other protective measures.
3. The lessee or operator shall immediately bring to the attention of the Forest Service any vertebrate paleontologic resources discovered as a result of surface operation under this lease, and shall leave such discoveries intact until directed to proceed by the Forest Service.

**FLOODPLAIN AND WETLANDS** - The lessee is hereby notified that this lease may contain land within a riparian ecosystem. All activities within this area may be highly restricted in order to comply with Executive Order 11988 - *Floodplain Management* and Executive Order 11990 - *Protection of Wetlands*, in order to preserve and restore or enhance the natural and beneficial values served by floodplains and wetlands.

Riparian ecosystems will be managed by the Forest Service to protect from conflicting uses in order to provide healthy, self-perpetuating plant and water communities that will have optimum diversity and density of understory and overstory vegetation. Occupancy and use of lands within riparian ecosystems proposed in a proposed Surface Use Plan of Operations will be considered in an environmental analysis done to identify the mitigation measures necessary to protect the riparian area. Special measures such as road design, well pad size and location or directional drilling, may be made part of the permit authorizing the activity.

**NOTICE FOR LANDS OF THE NATIONAL FOREST SYSTEM  
UNDER JURISDICTION OF  
DEPARTMENT OF AGRICULTURE**

The permittee/lessee must comply with all the rules and regulations of the Secretary of Agriculture set forth at Title 36, Chapter II, of the Code of Federal Regulations governing the use and management of the National Forest System (NFS) when not inconsistent with the rights granted by the Secretary of Interior in the permit. The Secretary of Agriculture's rules and regulations must be complied with for (1) all use and occupancy of the NFS prior to approval of an exploration plan by the Secretary of the Interior, (2) uses of all existing improvements, such as forest development roads, within and outside the area permitted by the Secretary of the Interior, and (3) use and occupancy of the NFS not authorized by an exploration plan approved by the Secretary of the Interior.

All matters related to this stipulation are to be addressed to:

District Ranger, Medora Ranger District  
Dakota Prairie Grasslands  
161 21st Street West  
Dickinson, ND 58601-3135

who is the authorized representative of the Secretary of Agriculture.

**CULTURAL RESOURCES** - The FS is responsible for assuring that the leased lands are examined to determine if cultural resources are present and to specify mitigation measures, in accordance with the Archaeological Resources Protection Act of 1979, the National Historic Preservation Act of 1966 (as amended), and the American Indian Religious Freedom Act of 1996. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the FS, shall:

1. Contact the FS to determine if a site specific cultural resource inventory is required. If a survey is required, then:
2. Engage the services of a cultural resource specialist acceptable to the FS to conduct a cultural resource inventory of the area of proposed surface disturbance. The operator may elect to inventory an area larger than the area of proposed disturbance to cover possible site relocation which may result from environmental or other considerations. An acceptable inventory report is to be submitted to the FS for review and approval at the time a surface disturbing plan of operation is submitted.
3. Implement mitigation measures required by the FS and BLM to preserve or avoid destruction of cultural resource values. Mitigation may include relocation of proposed facilities, testing, salvage, and recordation or other protective measures. All costs of the inventory and mitigation will be borne by the lessee or operator, and all data and materials salvaged will remain under the jurisdiction of the U.S. Government as appropriate.

05-04-71  
05-04-74  
05-04-75

05-04-92 thru 05-04-94  
05-04-95 thru 05-04-98

The lessee or operator shall immediately bring to the attention of the FS and BLM any cultural or resources or any other objects of scientific interest discovered as a result of surface operations under this lease, and shall leave such discoveries intact until directed to proceed by FS and BLM.

**Vertebrate Paleontology Notice** - The FS is responsible for assuring that the leased lands are examined to determine if paleontological resources are present and to specify mitigation measures, in accordance with Organic Act, and the National Forest Management Act of 1976

Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified to the contrary by the Forest Service, shall:

1. Contact the Forest Service to determine if a site-specific vertebrate paleontologic inventory is required. The Forest Service will conduct inventories and surveys as part of the field review for the proposed activity on the lease. The operator may voluntarily engage the services of a qualified paleontologist to conduct the inventory.
2. Implement mitigation measures required by the Forest Service and Bureau of land management to preserve or avoid destruction of vertebrate paleontologic resources. Mitigation may include relocation of proposed facilities or other protective measures.
3. The lessee or operator shall immediately bring to the attention of the Forest Service any vertebrate paleontologic resources discovered as a result of surface operation under this lease, and shall leave such discoveries intact until directed to proceed by the Forest Service.

**FLOODPLAIN AND WETLANDS** - The lessee is hereby notified that this lease may contain land within a riparian ecosystem. All activities within this area may be highly restricted in order to comply with Executive Order 11988 - *Floodplain Management* and Executive Order 11990 - *Protection of Wetlands*, in order to preserve and restore or enhance the natural and beneficial values served by floodplains and wetlands.

Riparian ecosystems will be managed by the Forest Service to protect from conflicting uses in order to provide healthy, self-perpetuating plant and water communities that will have optimum diversity and density of understory and overstory vegetation. Occupancy and use of lands within riparian ecosystems proposed in a proposed Surface Use Plan of Operations will be considered in an environmental analysis done to identify the mitigation measures necessary to protect the riparian area. Special measures such as road design, well pad size and location or directional drilling, may be made part of the permit authorizing the activity.

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description)

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-70	T. 149 N, R. 97 W, 5 <sup>TH</sup> PM, sec. 12: Portions of SENE,E2SE
05-04-71	T. 140 N, R. 100 W, 5 <sup>TH</sup> pm sec. 8: Portions of NWSW
05-04-72	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 8: Portions of SWSW
05-04-75	T. 141 N, R. 100 W, 5 <sup>TH</sup> PM sec. 34: Portion of NENE
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 6: Portions of SENE,SWSE 34: Portions of N2N2,SENE,SENW, NWSW,SESW 35: Portions of NENE,S2NE, NWNW, NESW
05-04-77	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 12: Portions of W2
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 19: Portions of SE not in NDM 85930 22: Portions of NE,NWNW,SENW 23: Portions of N2,NESW,SWSW N2SE,SESE 31: Portions of Lots 1,2, N2NE SENE,NENW,N2SE,SESE
05-04-79	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 24: Portions of W2NE,N2NW,SENW NWSW,S2SW,NESE,SWSE
05-04-80	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: Portions of NE,W2 32: Portions of NW,N2S2,SWSE

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**PARCEL NO.****LAND DESCRIPTIONS**

05-04-81	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 29: Portions of NENE, SENE, W2, SE 33: Portions of NE, NENW, S2NW, SW, NWSE, S2SE
05-04-82	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of NENE, SESE
05-04-83	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 7: Portions of lots 1-3, E2, E2W2 18: Portions of lots 1-3, E2SW, NWSE, S2SE
05-04-84	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 18: Portions of Lot 4, NE, E2NW, NESE
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Portions of Lots 1, 2; N2NE, SWNE NW, N2SW, SWSW 26: Portions of NENE
05-04-86	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Portions of Lot 3, SENE, N2SE
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: Portions of All 28: Portions of NE, S2
05-04-88	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: Portions of NWNW, S2NW, W2SW
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 27: Portions of All
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lots 5, 6, 10 34: Portions of N2, N2SW, SE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 5: Portions of Lot 4 7: Portions of Lot 1, E2NW 18: Portions of E2NW
05-04-93	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 6: Lots 1-7, S2NE, SENW, E2SW, SE

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-94	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 8: Portions of SWNE 18: Portions of Lots 1,2, S2NE,E2NW
05-04-96	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 20: Portions of SESW
05-04-97	T. 144 N, R. 101 W, 5 <sup>TH</sup> PM sec. 2: Portions of Lots 3,4, S2N2,SW,W2SE 12: Portions of NENE,S2NE,SWSW
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 13: Portions of SENW,SWSW 14: Portions of SESE 22: Portions of NESE
05-04-100	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 19: Portions of NESW,N2SE
05-04-102	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Portions of NESW
05-04-103	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Portions of SESW
05-04-104	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 21: Portions of NE,S2NW 22: Portions of SWNW,NWSW 23: Portions of NW,N2SW,SESW 24: Portions of NW,N2SW,SWSW 25: Portions of NWNE,SESW,NESE
05-04-106	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 23: Portions of NESW

For the purpose of:

Surface occupancy and use is prohibited on slopes greater than 40 percent to protect soil resources from loss of productivity, prevent erosion on steep slopes, soil mass movement, and resultant sedimentation. Refer to the Land and Resource Management Plan, Grassland-wide Direction, Soils, number 6, and Appendix D-3.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-71	T. 140 N, R. 100 W 5 <sup>TH</sup> PM sec. 21: Portions of S2NE, NESW, N2SE, SWSE
05-04-73	T. 140 N, R. 100 W 5 <sup>TH</sup> PM sec. 21: Portion of SESW
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 6: Portions of SENE, SE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 18: SENW; Portions of NENW

For the purpose of:

No surface occupancy or use is allowed within 0.25 mile (line of sight) of prairie falcon and burrowing owl nests to prevent reduced reproductive success, and adverse habitat loss. Refer to the Land and Resource Management Plan, Grassland-wide Direction, Fish, Wildlife, and Rare Plants, number 55 and Appendix D-13.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)



## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 35: Portions of N2NE
05-04-88	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: Portions of SESW
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 26: NWSE; Portions of E2SW, NESE, S2SE
05-04-104	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 23: Portions of SESW 25: SWNW; Portions of SENW

For the purpose of:

No surface occupancy or use is allowed within 0.25 mile (line of sight) of a sharp-tailed grouse and sage grouse display ground to prevent abandonment of display grounds, reduced reproductive success, and adverse habitat loss. Refer to the Land and Resource Management Plan, Grassland-wide Direction, Fish, Wildlife, and Rare Plants, number 13, and Appendix D-14.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal sub-division or other description).

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 34: All 35: N2NW; Portions of W2NE, S2NW, W2SW
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 19: Portions of SE not in NDM 85930 22: NE, N2NW, SENW; Portions of SWNW 23: W2W2; Portions of E2W2, SWSE 31: Lots 1-4, E2, E2W2
05-04-80	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: NE, W2 32: NW, S2
05-04-81	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 29: All 33: All
05-04-82	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: NENE, SESE
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: All 28: NE, S2
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 27: All
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lot 10 34: N2NE, NW; Portions of S2NE N2SW, NWSE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 5: Lots 3, 4 7: Lots 1, 2, E2NW 18: Lot 1, E2NW

**PARCEL NO.**

**LAND DESCRIPTIONS**

05-04-93

T. 138 N, R. 101 W, 5<sup>TH</sup> PM  
sec. 6: Lots 1-7, S2NE, SENW,  
E2SW, SE

05-04-97

T. 144 N, R. 101 W, 5<sup>TH</sup> PM  
sec. 2: Lots 1,2,3,4, S2N2,S2  
12: N2N2,S2NE,S2SW

For the purpose of:

No surface occupancy or use is allowed within boundaries of backcountry non-motorized management areas to retain recreation opportunities in a natural-appearing landscape. Refer to the Land and Resource Management Plan, Management Area Direction MA 1.31 Backcountry Recreation Non-motorized, Standards and Guidelines, Minerals and Energy Resources, number 2, and Appendix D17.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description)

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: Portions of NWNE, N2NW, SWNW 23: Portions of N2NE, NENW 31: Portions of N2NE, NENW
05-04-80	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 32: Portions of NWNW
05-04-81	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 29: Portions of SWNW, W2SW
05-04-82	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: SESE; Portions of NENE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 7: Portions of Lots 1, 2, SENW 18: Portions of Lot 1, SENW
05-04-94	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 8: Portions of SWNE 18: Portions of Lot 1
05-04-95	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 8: Portions of SWSW
05-04-97	T. 144 N, R. 101 W, 5 <sup>TH</sup> PM sec. 12: Portions of NENE
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 13: Portions of W2NW, NWSW 14: N2SE; Portions of S2SE
05-04-106	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 24: Portions of Lots 1, 8 25: Portions of NENE

For the purpose of:

No surface occupancy or use is allowed within 0.5 mile (line of sight) of golden eagle, merlin, and ferruginous hawk nests; to prevent reduced reproductive success and adverse habitat loss. Refer to the Land and Resource Management Plan, Grassland-wide Direction, Fish, Wildlife, and Rare Plants, number 55, and Appendix D-11.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description).

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Lots 1,2; Portions of NESW, SWSW
05-04-86	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Bed of Little Missouri River ripar to Lot 3; Portions of N2SE
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: Portions of NWNE
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Bed of Little Missouri River ripar to lots 1-8 30: Lots 5,6,7; Portions of Lot 10

For the purpose of:

No surface occupancy or use is allowed within  $\frac{1}{4}$  mile each side of the Little Missouri River, to maintain the recreation opportunities and settings within the river corridor. Refer to the Land and Resource Management Plan, Management Area Direction MA 4.22, River and Travel Corridors, Standards and Guidelines, Minerals and Energy Resources, number 2, and Appendix D-25.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description)

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: SWNW; Portions of N2NW, SENW, SW 28: S2NE, SW, SESE; Portions of N2NE, N2SE, SWSE
05-04-88	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: Portions of SWSW
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 27: W2SW; Portions of NW, E2SW NWSE, S2SE
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lots 5, 6, 10 34: Portions of N2, N2SW, NWSE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 5: Lots 3, 4 7: Lots 1, 2, E2NW 18: Lot 1, E2NW
05-04-93	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 6: Lots 1-7, S2NE, SENW, E2SW, SE
05-04-96	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 20: SESW

For the purpose of:

No surface occupancy or use is allowed within bighorn sheep habitat MA 3.51, to achieve optimum habitat suitability for bighorn sheep. Refer to the Land and Resource Management Plan, Management Area Direction, MA 3.51 Bighorn Sheep Habitat, Standards and Guidelines, Minerals and Energy Resources number 1, and Appendix D-23.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description)

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lot 11, SESW
05-04-98	T. 140 N, R. 103 W, 5 <sup>TH</sup> PM sec. 33: E2SE

For the purpose of:

No surface occupancy or use is allowed within the boundaries of Battle of the Badlands, Custer Trail/Davis Creek, and Square Buttes Special Interest Areas to protect the heritage resources. Refer to the Land and Resource Management Plan, Management Area Direction, MA 2.1, Special Interest Areas, Standards and Guidelines, Minerals and Energy Resources number 2, and Appendix D-16

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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## NO SURFACE OCCUPANCY STIPULATION

No surface occupancy or use is allowed on the lands described below (legal subdivision or other description)

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lots 5,6,7,10

For the purpose of:

No surface occupancy or use is allowed within National Register eligible heritage sites to protect the immediate environment of the site. Refer to the Land and Resource Management Plan, Grassland-wide Director, Heritage Resources, number 6, and Appendix D-16.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

USDA Forest Service

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## **TIMING LIMITATION STIPULATION**

No surface use is allowed during the following time period(s). This stipulation applies to drilling, testing, new construction projects, and does not apply to operation and maintenance of production facilities.

March 1 - June 15

Within 1 mile (line of sight) of active sharp-tailed grouse display grounds.

On the lands described below:

<b><u>PARCEL NO.</u></b>	<b><u>LAND DESCRIPTIONS</u></b>
05-04-70	T. 149 N, R. 97 W, 5 <sup>TH</sup> PM sec. 12: E2SE; Portions of SENE
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 34: NENE; Portions of NWNE, SENE, NESE 35: S2NE,NW,NESW,N2SE; Portions of N2NE,NWSW,SESW,S2SE
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 23: Portions of S2S2
05-04-79	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 24: Portions of S2S2
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: Portions of NENE
05-04-88	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: S2NW,N2SW,SWSW; Portions of NWNW,SESW
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 27: E2SE; Portions of SENE,W2SE
05-04-97	T. 144 N, R. 101 W, 5 <sup>TH</sup> PM sec. 12: SENE; Portions of N2NE,SWNE
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 24: Lots 5,6; Portions of Lots 3,4, NWSW 25: NWNW,S2NW,SW; Portions of NENW 26: W2SW; Portions of E2SW,SE

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-100	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 28: NESW, S2S2, NWSE; Portions of NWSW, NESE
05-04-101	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 34: W2W2; Portions of E2NE, E2W2
05-04-104	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec 23: SENW, N2SW; Portions of N2NW, SWNW, SESW 24: N2SW, SWSW, W2SE, SESE; Portions of S2NW, NESE 25: NE, NESE; Portions of SENW 27: E2NE; Portions of NESE 35: NESE
05-04-106	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 23: Portions of NESW

For the purpose of:

To prevent abandonment of display grounds and reduced reproductive success. Refer to the Land and Resource Management Plan Grassland-wide Direction, Fish, Wildlife, and Rare Plants, number 15 and Appendix D-5.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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### **TIMING LIMITATION STIPULATION**

No surface use is allowed during the following time period(s). This stipulation applies to drilling and testing and new construction projects, and does not apply to operation or maintenance of production facilities.

April 1 through June 15

Within 1 mile (line of sight) of lambing areas.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 6: Lots 1,2, S2NE,N2SE Portions of S2SE
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Lot 2, W2SW
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: Portions of NWSW,S2SW
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lots 5,6,7,10
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 5: Lots 3,4 7: Lots 1,2, E2NW 18: Lot 1, E2NW
05-04-93	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 6: Lots 1-7, S2NE,SE,SE, E2SW,SE
05-04-96	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 20: SESW

For the purpose of:

To safeguard lamb survival and prevent bighorn sheep displacement from lambing area. Refer to the Land and Resource Management Plan Grassland-wide Direction, Fish, Wildlife, and Rare Plants, number 12 and Appendix D-7.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

### **TIMING LIMITATION STIPULATION**

No surface use is allowed during the following time period(s). This stipulation applies to drilling and testing and new construction projects, and does not apply to operation or maintenance of production facilities.

March 1- August 31

Within 0.125 mile (line of sight) of prairie dog colonies occupied or thought to be occupied by black-footed ferrets.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 14: Portions of N2SE, SWSE 22: Lots 1-8, NE, N2NW, N2S2 25: Portions of SWSW 26: SW; Portions of NWSE, S2SE
05-04-100	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 19: NESW, N2SE 28: S2
05-04-101	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 34: All
05-04-102	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Lots 1, 2, NESW, E2SE
05-04-103	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Lot 3, S2NE, SENW, W2SE; Portions of Lot 4, S2NW, SESW 12: NENE
05-04-106	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 24: Lots 1, 8 25: NENE

For the purpose of:

To protect ferrets when breeding and rearing young. Refer to the Land and Resource Management Plan Grassland-wide Direction, Fish, Wildlife, and Rare Plants, number 23 and Appendix D-7.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints.

Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator, unless notified by the contrary by the BLM, shall:

1. Contact the BLM to determine if a site-specific vertebrate paleontological inventory is required. If it is required, the operator must engage the services of a qualified paleontologist, acceptable to the BLM, to conduct the inventory. An acceptable inventory report is to be submitted to the BLM for review and approval at the time a surface-disturbing plan of operation is submitted.
2. Implement mitigation measures required by the BLM to preserve, avoid, or recover vertebrate paleontological resources. Mitigation may include relocation of proposed facilities or other protective measures. All costs associated with the inventory and mitigation will be borne by the lessee or operator.
3. The lessee or operator shall immediately bring to the attention of the BLM any vertebrate paleontological resources discovered as a result of surface operations under this lease, and shall leave such discoveries intact until directed to proceed by the BLM.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-70	T. 149 N, R. 97 W, 5 <sup>TH</sup> PM sec. 12: SENE, E2SE
05-04-72	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 8: S2SW
05-04-73	T. 140 N, R. 100 W 5 <sup>TH</sup> PM sec. 21: NWSW, S2SW
05-04-77	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 12: W2
05-01-83	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 7: Lots 1-4, E2, E2W2 18: Lots 1-3, E2SW, NWSE, S2SE
05-04-84	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 18: Lot 4, NE, E2NW, NESE
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM' sec. 20: Lots 1, 2, N2NE, SWNE, NW, N2SW, SWSW 26: NENE

**PARCEL NO.**

**LAND DESCRIPTIONS**

05-04-86

T. 147 N, R. 100 W, 5<sup>TH</sup> PM  
sec. 20: Bed of Little Missouri  
River ripar to Lot 3  
20: Lot 3, SENE,N2SE

05-04-88

T. 147 N, R. 100 W, 5<sup>TH</sup> PM  
sec. 26: NWNW,S2NW,SW

For the purpose of:

To protect key paleontological resources from disturbance, or mitigate the effects of disturbance to conserve scientific and interpretive values, and the interests of the surface owner.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Try to locate activities and facilities away from the water's edge and outside the riparian areas, woody draws, wetlands, and floodplains. If necessary to locate facilities in these areas, then:

- Deposit no waste material (silt, sand, gravel, soil, slash, debris, chemical or other material) below high water lines, in riparian areas, in the areas immediately adjacent to riparian areas or in natural drainage ways (draws, land surface depressions or other areas where overland flow concentrates and flows directly into streams or lakes).
- Deposit no soil material in natural drainage ways.
- Locate the lower edge of disturbed or deposited soil banks outside the active floodplain.
- Stockpile no topsoil or any other disturbed soil in the active floodplain.
- Locate drilling mud pits outside riparian areas, wetlands and floodplains. If location is unavoidable in these areas, seal and dike all pits to prevent leakage or use containerized mud systems.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-70	T. 149 N, R. 97 W 5 <sup>TH</sup> PM sec. 12: Portions of SENE,E2SE
05-04-71	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 8: Portions of NWSW
05-04-72	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 8: Portions of S2SW
05-04-75	T. 141 N, R. 100 2, 5 <sup>TH</sup> PM sec. 34: Portions of NE
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 6: Portions of Lot 2, NESE 34: Portions of All 35: Portions of N2NE, SENE, NW, N2SW, SWSW, E2SE
05-04-77	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 12: Portions of W2



**PARCEL NO.****LAND DESCRIPTIONS**

05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 19: Portions of SE not in NDM 85930 22: Portions of NENE,N2NW 23: Portions of NENW,S2NW,SW, W2SE,SESE 31: Portions of N2NE,N2SE,SESE
05-04-79	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 24: Portion of SWSE
05-04-80	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: Portions of NWNE,S2NE,W2 32: Portions of N2NW,SENW,S2
05-04-81	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 29: Portions of SENE,NWNW,S2 33: Portions of NENE,S2NE,W2, N2SE,SWSE
05-04-82	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of NENE, SESE
05-01-83	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 7: Portions of Lots 1-4, E2,E2W2 18: Portions of Lots 1-3, E2SW,NWSE SESE
05-04-84	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 18: Portions of Lot 4, NE, E2NW,NESE
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM' sec. 20: Portions of Lots 1,2, N2NE,SWNE,NW,N2SW,SWSW 26: Portions of NENE
05-04-86	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Portions of Lot 3, SENE,N2SE
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: Portions of NWNE,S2NE,W2,SE 28: Portions of NE,N2SW,SESW,SE
05-04-88	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: Portions of NWNW,S2NW,SW
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 27: Portions of All

**PARCEL NO.****LAND DESCRIPTIONS**

05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of Lots 5,6,7,10 34: Portions of N2,NWSW, S2SW,SE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 7: Portions of Lot 1, SENW
05-04-93	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 6: Portions of Lots 1,5, SWNE,SENW, E2SW
05-04-94	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec 18: Portions of Lots 1,2, NE,E2NW
05-04-95	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 8: Portions of SWSW
05-04-96	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 20: Portions of SESW
05-04-97	T. 144 N, R. 101 W, 5 <sup>TH</sup> PM sec. 2: Portions of Lots 1-4, S2NW 12: Portions of NENE,S2NE
05-04-98	T. 140 N, R. 103 W, 5 <sup>TH</sup> PM sec. 33: Portions of NESE
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 13: Portions of NWNW,SESW,SWSE 24: Portions of Lot 6, SENE, SENW,NESW 25: Portions of NENW
05-04-100	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 19: Portions of N2SE
05-04-101	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 34: Portions of SESW
05-04-103	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Portion of Lot 3

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-104	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 21: Portions of N2NE, SENE 22: Portions of SWNW, NWSW 23: Portions of NW, E2SW 24: Portions of NWNW, SENW, NESW 25: Portions of S2NW, NESE
04-04-105	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 15: Lot 4
05-04-106	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 25: Portions of NENE

For the purpose of:

To protect the biological and hydrologic features of riparian areas, woody draws, wetlands, and floodplains. Refer to the Land and Resource Management Plan Grassland-wide Direction, Water, number 6 and Appendix D-2

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Surface occupancy and use is subject to operational constraints to maintain a landscape character intact. Deviations may be present but must repeat the form, line, color, texture, and pattern common to the landscape character so completely and to such scale that they are not evident.

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities, redesigning production facilities to such scale that they may not be evident or placing facilities outside the high SIO area.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-71	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 8: NWSW 21: NESW, E2
05-04-72	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 8: S2SW
05-04-73	T. 140 N, R. 100 W, 5 <sup>TH</sup> PM sec. 21: NWSW, S2SW
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 34: All 35: N2NW; Portions of W2NE, S2NW, W2SW
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 19: Portions of SE not in NDM 85930 22: NE, N2NW, SENW; Portions of SWNW 23: W2W2; Portions of E2W2, SWSE 31: Lots 1-4, E2, E2W2

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-81	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 29: All 33: All
05-04-82	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: NENE, SESE
05-01-83	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 7: Lots 1-3, E2,E2W2; Portions of lot 4 18: Portions of lot 1
05-04-84	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 18: N2NE,SENE; Portions of SWNE, E2NW,NESE
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Lots 1,2, N2NE; Portions of SWNE,N2NW,NESW,SWSW
05-04-86	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Lot 3, SENE,N2SE
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: All 28: NE,S2
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 27: All
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM (100%) sec. 30: Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lots 5,6,7,10 34: N2NE,NW; Portions of S2NE N2SW,NWSE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 5: Lots 3,4 7: Lots 1,2, E2NW 18: Lot 1, E2NW
05-04-93	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM (100%) sec. 6: Lots 1-7, S2NE,SENW, E2SW,SE

PARCEL NO.

LAND DESCRIPTIONS

05-04-97

T. 144 N, R. 101 W, 5<sup>TH</sup> PM  
sec. 2: Lots 1,2,3,4, S2N2,S2  
12: N2N2,S2NE,S2SW

05-04-98

T. 140 N, R. 103 W, 5<sup>TH</sup> PM (100%  
sec. 33: E2SE

For the purpose of:

To maintain the Scenic Integrity Objective (SIO) for areas identified as **high**  
Refer to the Land and Resource Management Plan Grassland-wide Direction, Scenery  
Management, number 1, and Appendix D-15 and D-28.

Any changes to this stipulation will be made in accordance with the land use  
plan and/or the regulatory provisions for such changes. (For guidance on the  
use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and  
2820.)

USDA Forest Service

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## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Surface occupancy and use is subject to operational constraints to maintain a landscape character that is no more than slightly altered. Noticeable deviations must remain visually subordinate to the landscape character being viewed.

Operational constraints may include utilizing topographic/vegetative screening, matching color tones of facilities with surrounding topographic features, orienting the well pad/facilities, redesigning production facilities to such scale that they are visually subordinate to the landscape, or placing facilities outside the moderate SIO area.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-75	T. 141 N, R. 100 W, 5 <sup>TH</sup> PM sec. 34: E2
05-04-76	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 6: Lots 1,2, S2NE, SE 35: Portions of NENE
05-04-77	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 12: W2
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: Portions of SWNW 23: NE, N2SE, SESE; Portions E2NW, NESW, SWSE
05-04-79	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 24: W2NE, NW, S2
05-04-80	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: NE, W2 32: NW, S2
05-01-83	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec 18: Portions of Lots 1,2, SESW, NWSE, SESE
05-04-84	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 18: Portions of Lot 4, SWNE, E2NW, NESE

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-85	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM' sec. 20: SWNW,NWSW; Portions of SWNE,N2NW,SENW,NESW,SWSW 26: Portions of NENE
05-04-86	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 20: Portions of N2SE
05-04-88	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 26: SENW; Portions of W2NW,SW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 34: S2S2,NESE; Portions of S2NE N2SW,NWSE
05-04-94	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 8: NENE, S2NE 18: Lot 1, N2NE,SENE,NENW; Portions of Lot 2, SWNE,SENW
05-04-95	T. 139 N, R. 101 W, 5 <sup>TH</sup> PM sec. 8: SWSW

For the purpose of:

To maintain the Scenic Integrity Objective (SIO) for areas identified as **moderate**. Refer to the Land and Resource Management Plan Grassland-wide Direction, Scenery Management, number 1, and Appendix D-15 and D-28.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)



## CONTROLLED SURFACE USE STIPULATION

Surface occupancy or use is subject to the following special operating constraints:

Operations in prairie dog colonies known or thought to be occupied by black-footed ferrets are subject to the following constraints:

- Limit oil and gas development to no more than one location per 160 acres aliquot parts of a section.
- Access for routine maintenance of oil and gas facilities in prairie dog colonies is limited to daylight hours. This does not apply to emergency repairs.
- If it's necessary to place a new road in a prairie dog colony, align the road to minimize habitat loss.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 14: Portions of W2SE 22: Lots 1-8, NE,N2NW,N2S2 26: SW
05-04-100	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 19: NWSE; Portions of NESW,NESE 28: S2
05-04-101	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 34: All
05-04-102	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Lots 1,2, E2SE; Portions of NESW
05-04-103	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Lot 3, S2NE,SENW,W2SE, Portions of SESW 12: NENE

**PARCEL NO.**

05-04-106

**LAND DESCRIPTIONS**

T. 150 N, R. 104 W, 5<sup>TH</sup> PM  
sec. 24: Lots 1,8  
25: NENE

For the purpose of:

To protect against activities that will adversely impact black-footed ferret reintroduction objectives. Refer to the Land and Resource Management Plan Grassland-wide Direction, Fish, Wildlife and Rare Plants, numbers 25, 26 and 27, and Management Area Direction, MA 3.63, Black-footed Ferret Reintroduction Habitat, Standards and Guidelines, Minerals and Energy Resources, numbers 4, and Appendix D-23.

Any changes to this stipulation will be made in accordance with the land use plan and/or the regulatory provisions for such changes. (For guidance on the use of this stipulation, see BLM Manual 1624 and 3101 or FS Manual 1950 and 2820.)

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**USDA - FOREST SERVICE  
THREATENED, ENDANGERED, AND SENSITIVE  
PLANT OR ANIMAL SPECIES LEASE NOTICE**

The lease area may contain threatened and endangered species or habitat necessary for the continued existence of threatened, proposed, candidate or endangered species which are protected by the 1973 Endangered Species Act, as amended (16 USC 1531 et seq.) and implementing regulations (50 CFR 402 et seq.). The lease area may also contain habitat or species, which may require protective measures to prevent them from being listed as threatened or endangered; or result in a loss of viability or biological diversity (36 CFR 219.19 or 219.26). A biological evaluation of the leased lands may be required prior to surface disturbance to determine if endangered, threatened, proposed, candidate or sensitive plant or animal species or their habitat are present and to identify needed mitigation measures. Prior to undertaking any surface-disturbing activities on the lands covered by this lease, the lessee or operator shall:

1. Contact the Forest Service to determine if a biological evaluation is required. The Forest Service is responsible for ensuring that the leased land is examined through a biological evaluation, prior to undertaking any surface-disturbing activities, to determine effects upon any plant or animal species listed or proposed for listing as threatened, endangered, or a sensitive species.
2. The lessee or operator may choose to conduct the evaluation on the leased lands at their discretion and cost. This biological evaluation must be done by or under the supervision of a qualified biologist/botanist approved by the Forest Service. An acceptable report must be provided to the Forest Service identifying the anticipated effects of a proposed action on endangered, threatened, proposed, candidate or sensitive species. An acceptable biological evaluation is to be submitted to the Forest Service for review and approval no later than that time when an otherwise complete application for permit to drill or subsequent surface-disturbing operation is submitted.
3. Implement mitigation measures required by the Forest Service. Mitigation may include the relocation of proposed lease-related activities or other protective measures. The findings of the biological evaluation, analysis and consultation may result in restrictions to the operator's plans or even disallow use and occupancy to comply with the 1973 Endangered Species Act (as amended), threatened and endangered species regulations and Forest Service statutes and regulations.

If endangered, threatened, proposed, candidate or sensitive plant or animal species are discovered in the area after any required biological evaluation has concluded, an evaluation will be conducted to assess the effect of ongoing and proposed activities. Based on the conclusion drawn in the evaluation, additional restrictions or prohibitions may be imposed to protect the species or their habitats.

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05-04-71	05-04-78 thru 05-04-82	05-04-87
05-04-74 thru 05-04-76	05-04-84 thru 05-04-85	05-04-89 thru 05-04-106

## LEASE NOTICE

### Roadless Area Conservation Rule

Lands contained in this lease are located in an inventoried roadless area subject to the rule entitled "Special Areas; Roadless Area Conservation Rule; Final Rule" published in the Federal Register on January 12, 2001. Operations such as road construction or reconstruction may be prohibited by the Roadless Area Conservation Rule or subsequent modifications thereof.

On the lands described below:

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>
05-04-80	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 28: NE,W2 32: NW,S2
05-04-81	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 29: All 33: All
05-04-87	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 22: All 28: NE,S2
05-04-89	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM (100%) sec. 27: All
05-04-90	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM (100%) sec. 30: Lot 11, SESW
05-04-91	T. 147 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Lots 5,6,7,10 34: N2NE,NW; Portions of S2NE N2SW,NWSE
05-04-92	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 5: Lots 3,4 7: Lots 1,2, E2NW 18: Lot 1, E2NW
05-04-93	T. 138 N, R. 101 W, 5 <sup>TH</sup> PM sec. 6: Lots 1-7, S2NE,SE,SE, E2SW,SE
05-04-99	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 22: Portions of Lots 1,2,3 26: S2

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**PARCEL NO.**

**LAND DESCRIPTIONS**

05-04-100	T. 150 N, R. 103 2, 5 <sup>TH</sup> PM sec. 28: S2
05-04-102	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Lots 1,2, NESW,E2SE
05-04-103	T. 149 N, R. 104 W, 5 <sup>TH</sup> PM sec. 1: Lots 3,4, S2N2,SESW,W2SE 12: NENE
05-04-106	T. 150 N, R. 104 W, 5 <sup>TH</sup> PM sec. 25: NENE

## LEASE NOTICE

### Roadless Area Conservation Rule

Lands contained in this lease are located in an inventoried roadless area subject to the rule entitled "Special Areas; Roadless Area Conservation Rule; Final Rule" published in the Federal Register on January 12, 2001. Operations such as road construction or reconstruction may be prohibited by the Roadless Area Conservation Rule or subsequent modifications thereof.

Specific exemptions are made at 36 CFR 294.12 for lands that were leased as of January 12, 2001. Land in this lease were previously leased as described below.

<u>PARCEL NO.</u>	<u>LAND DESCRIPTIONS</u>	<u>PREVIOUS LEASE</u>	<u>EXPIRATION DATE</u>
05-04-76	T. 145 N, R. 2, 5 <sup>TH</sup> PM sec. 34: All (NDM 82235) 35: N2NW; Portions of W2NE, S2NW, W2SW (NDM 81773)	NDM 81773 NDM 82235	12/31/2002 06/30/2003
05-04-78	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 19: Portions of SE not in NDM 85930 22: NE, N2NW, SENW; Portions of SWNW 23: W2W2; Portions of E2W2, SWSE 31: Lots 1-4, E2, E2W2	NDM 81770	05/31/2003
05-04-82	T. 145 N, R. 100 W, 5 <sup>TH</sup> PM sec. 30: Portions of NENE, SESE	NDM 85931	06/30/2003
05-04-97	T. 144 N, R. 101 W, 5 <sup>TH</sup> PM sec. 2: Lots 1, 2, 3, 4, S2N2, S2 12: Portions of N2N2, S2NE, S2SW	NDM 82086	05/31/2003
05-04-101	T. 150 N, R. 103 W, 5 <sup>TH</sup> PM sec. 34: All	NDM 81842	12/31/2002